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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 1**

**Tuesday, February 20, 2001**

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**ORDER OF THE DAY:**

Election of a Chair and Vice-Chairs









## MINUTES OF PROCEEDINGS

Meeting No. 1

Tuesday, February 20, 2001

The Standing Committee on Citizenship and Immigration met at 9:13 a.m. this day, in Room 371, West Block for the purpose of organisation.

*Members of the Committee present:* Mark Assad, Jean Augustine, Mark Eyking, Joe Fontana, Steve Mahoney, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Stéphan Tremblay, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha

Pursuant to Standing Order 106(1) and (2), election of a Chair and Vice-Chairs

The Clerk of the Committee presided over the election of the Chair.

On motion of Yolande Thibeault, it was agreed, -That Joe Fontana do take the Chair of this Committee.

On motion of John Mahoney, it was agreed, -That John McCallum be elected Vice-Chair of the Committee.

On motion of Lynne Yelich, it was agreed, -That Inky Mark be elected Vice-Chair of the Committee.

On motion of Inky Mark, it was agreed, -That the Chair, the two Vice-Chair, the Parliamentary Secretary to the Minister of Citizenship and Immigration, and a representative of each the Bloc Québécois, the New Democratic Party and the Progressive Conservative Party, do compose the Sub-Committee on Agenda and Procedure.

On motion of John McCallum, it was agreed, - That the Committee retain the services of one or more Research Officers from the Library of Parliament, as needed, to assist the Committee in its work at the discretion of the Chair.

On motion of John Mahoney, it was agreed, - That the Chair be authorized to hold meetings meetings and to receive evidence when a quorum is not present, provided that at least (3) members are present, including (1) member of the opposition.

It was agreed, -That during the questioning of witnesses, there be allocated ten (10) minutes for the first questioner for the Canadian Alliance, followed by ten (10) minutes for the Liberal, then five (5) minutes for the B.Q., then five (5) minutes for the Canadian Alliance, then five (5) minutes for the NDP, then five (5) minutes for the Liberal, then five (5) minutes for the P.C. and if there is subsequent round, that the rotation be the same and all questioning will be for five (5) minutes.



It was agreed, -That a notice of 48 hours submitted to the Clerk of the Committee, be required before any substantive motion may be presented to the Committee.

On motion of Jean Augustine, it was agreed, -That, as established by the Board of Internal Economy and if requested, reasonable travelling, accommodation, and living expenses be reimbursed to witnesses who are invited to appear before the Committee up to a maximum of 2 representatives for any organization.

On motion of Jean Augustine, it was agreed, -That, pursuant to Standing Order 111(4), whenever an Order in council for appointment or a certificate of nomination for appointment is referred to the Committee, the Clerk shall obtain and circulate to each member of the Committee a copy of the resume of each appointee.

On motion of Inky Mark, it was agreed, -That the Clerk of the Committee be authorized to distribute documents received from the public only when they have been translated in both official languages

On motion of John Mahoney, it was agreed, -That the Committee authorize the Chair, from time to time, as the need arises, to take, in conjunction with the Clerk of the Committee the appropriate measures to provide lunches for the Committee and its Sub-committees, for working purposes, and that the cost of these lunches be charged to the budget of the Committee.

On motion of Jean Augustine, it was agreed, -That one (1) transcript of all *in camera* meetings be produced and kept in the Committee Clerk's office for consultation.

It was agreed, -That the Committee meet on Tuesdays 9:00 a.m. to 11:00 p.m. and on Thursdays from 9:00 a.m. to 11:00 a.m..

It was agreed, -That in view of the importance of the Immigration Bill to be referred to the Committee, all meetings in Ottawa be televised in room 253-D of the Centre Block.

At 9:50 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 2**

**Thursday, March 1st, 2001**

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**ORDER OF THE DAY:**

Study on Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**APPEARING:**

Hon. Elinor Caplan, Minister of Citizenship and Immigration









Français

## MINUTES OF PROCEEDINGS

Meeting No. 2

Thursday, March 1st, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 9:00 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Jean Augustine, Madeleine Dalphond-Guiral, Mark Eyking, Joe Fontana, Gurmant Grewal, John Herron, Steve Mahoney, Inky Mark, Anita Neville, Yolande Thibeault.

*Acting Members present:* Maurizio Bevilacqua for John McCallum, Stockwell Day for Lynne Yelich.

*Other member present:* Andrew Telegdi

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher. *From Committees and Parliamentary Associations Directorate:* Paul Cardegna, Clerk.

*Appearing: From the Citizenship and Immigration Canada:* The Hon. Elinor Caplan, Minister of Citizenship and Immigration.

*Witnesses: From the Citizenship and Immigration Canada:* Janice Cochrane, Deputy Minister; Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; David Dunbar, Counsel, Legal Services.

The Order of Reference dated Tuesday February 27, 2001, being read as follows:

ORDERED, --That Bill C-11, An act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger, be now read a second time and referred to the Standing Committee on Citizenship and Immigration.

The Chairman called Clause I.

The Minister of Citizenship and Immigration made an opening statement and answered questions.

It was agreed, - That on Tuesday March 13, the Committee receive a technical briefing on Bill C-11 by Officials from the Department and that the Committee hold public hearings in Ottawa during the month of March.

At 11:00 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 3**

**Tuesday, March 13, 2001**

---

**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Dick Graham, Acting Director, Legislative Review, Enforcement;

Daniel Therrien, General Counsel, Legal Services;

Gerry Van Kessel, Director General, Refugees.









## MINUTES OF PROCEEDINGS

Meeting No. 3

Tuesday, March 13, 2001

The Standing Committee on Citizenship and Immigration met at 9:00 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Jean Augustine, Madeleine Dalphond-Guiral, Mark Eyking, Joe Fontana, Steve Mahoney, Anita Neville, Judy Wasylycia-Leis, Lynne Yelich.

*Other Members present:* Andrew Telegdi, John Bryden.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Paul Girard, Director General, Selection; Dick Graham, Acting Director, Legislative Review, Enforcement; Gerry Van Kessel, Director General, Refugees; Daniel Therrien, General Counsel, Legal Services.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2).

Joan Atkinson made an opening statement and with the witnesses answered questions.

On motion of Anita Neville, it was agreed, - That pursuant to its Order of Reference of February 27, 2001 relating to Bill C-11, an Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger, the Committee be composed of ten (10) members. Two (2) Canadian Alliance members, one (1) Bloc Québécois member, one (1) NDP member, one (1) PC member and five (5) liberals and that they be authorized to hold public hearings during the month of April in six cities, namely, Vancouver, Winnipeg, Toronto, London, Windsor and Montreal, that the necessary staff accompany the Committee and also the Chairman's assistant and that members of the Committee use one of their points for this trip.

On motion of Anita Neville, it was agreed, - That the Committee approve the proposed travel budget of \$132,980.00 and the proposed travel plan and the schedule of Hearings on Bill C-11 - Immigration and Refugee Protection Act and that the Chairman be authorized to present it to the Liaison Committee.

On motion of Anita Neville, it was agreed, - That the Committee request authorization from the House to televise its Public hearings on Bill C-11, an Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger in Vancouver, Winnipeg, Toronto and Montreal.

On motion of Lynne Yelich, it was agreed, - That the Chair be authorized in consultation with the Researcher and the Clerk of the Committee to Group different organizations so that a number of witnesses could be heard.

On motion of Madeleine Dalphond-Guiral, it was agreed, -That the Chair be authorized to issue a Press Release announcing that the Committee will hold Public Hearings on Bill C-11, an Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger and that these hearings will be televised.

Thursday, March 15, 2001 Ottawa

Tuesday, March 20 Ottawa

Thursday, March 22 Ottawa

Tuesday, March 27 Ottawa

Monday, April 2 Vancouver

Tuesday, April 3 Winnipeg

*Note: In Winnipeg witnesses from Calgary and Regina will be heard via Videoteleconference*

Wednesday, April 4 Toronto

Thursday, April 5 Toronto

Friday, April 6 London

*Note: In London witnesses from Windsor and Fort Erie will be heard via Videoteleconference*

Monday, April 23 Montreal

*Note: In Montreal witnesses from Halifax will be heard via Videoteleconference*

Tuesday, April 24 Ottawa

Thursday, April 26 Ottawa

At 11:35 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie



Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 4**

**Thursday, March 15, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Amnesty International (Canada):*

Michael Bossin, Member of the Executive;

Gloria Nafziger, Refugee Coordinator, Canadian Section;

Alex Neve, Secretary General.

*B'nai Brith Canada:*

David Matas, Lead Counsel.

*Canadian Bar Association:*

Michael A. Greene, Chair, National Citizenship and Immigration Law Section;

Gordon H. Maynard, Executive Member, National Citizenship and Immigration Law  
Section and Chair of the British Columbia Branch Section;

Lorne Waldman, Executive Member, National Citizenship and Immigration Law Section.

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*Canadian Police Association:*

David Griffin, Executive Officer.

*Evangelical Fellowship of Canada:*

Janet Epp Buckingham.

*Federation of Canadian Municipalities:*

Cliff Dezell, Director and Chair.

*Notre-Dame Cathedral-Basilica of Ottawa:*

Bernard M. Daly, Chair.





## MINUTES OF PROCEEDINGS

Meeting No. 4

Thursday, March 15, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 9:02 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Jean Augustine, Madeleine Dalphond-Guiral, Joe Fontana, Gurmant Grewal, Steve Mahoney, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylycia-Leis.

*Acting member present:* Ivan Grose for Mark Assad

*Other member present:* Andrew Telegdi

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Amnesty International (Canada):* Alex Neve, Secretary General; Michael Bossin, Member of the Executive; Gloria Nafziger, Refugee Coordinator, Canadian Section. *From the B'nai Brith Canada:* David Matas, Lead Counsel. *From the Canadian Bar Association:* Michael A. Greene, Chair, National Citizenship and Immigration Law Section; Gordon H. Maynard, Executive Member, National Citizenship and Immigration Law Section and Chair of the British Columbia Branch Section; Lorne A. Waldman, Executive Member, National Citizenship and Immigration Law section. *From the Federation of Canadian Municipalities:* Cliff Dezell, Director and Chair. *From the Notre-Dame Cathedral-Basilica of Ottawa:* Bernard M. Daly, Chair. *From the Canadian Police Association:* David Griffin, Executive Officer. *From the Evangelical Fellowship of Canada (The):* Dr. Janet Epp Buckingham.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Alex Neve and Michael Bossin made opening statements and answered questions.

David Matas made an opening statement and answered questions.

Michael Greene and Gordon Maynard made opening statements, and with Lorne Waldman answered questions.

Cliff Dezell made an opening statement and answered questions.

Bernard Daly made an opening statement and answered questions.

David Griffin made an opening statement and answered questions.

Dr. Janet Epp Buckingham made an opening statement and answered questions.

At 11:17 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 5**

**Tuesday, March 20, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Commissioner of Official Languages:*

Dyane Adam, Commissioner.

*Immigration and Refugee Board:*

Glen Bailey, Director General, Policy, Planning and Research;

Philip Palmer, Senior General Counsel and Director General of Legislative Implementation,  
Legislative Implementation Project Office;

Peter Showler, Chairperson.









## MINUTES OF PROCEEDINGS

Meeting No. 5

Tuesday, March 20, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 9:07 a.m. this day, in Room 237-C, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, Gurmant Grewal, John Herron, Gurbax Malhi, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Immigration and Refugee Board:* Peter Showler, Chairperson; Philip Palmer, Senior General Counsel and Director General of Legislative implementation, Legislative Implementation Project Office; Glen Bailey, Director General, Policy, Planning and Research. *From the Office of the Commissioner of Official Languages:* Dyane Adam, Commissioner; Johane Tremblay, General Counsel and Director of Legal Services; Michel Robichaud, Director General, Investigations Branch; Gérard Finn, Director General, Policy and Communication Branch.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Peter Showler made an opening statement and with Glen Bailey and Philip Palmer answered questions.

Dyane Adam made an opening statement and answered questions.

On motion of John McCallum, it was agreed, -That the Committee adopt the operating budget of \$42,800 for the fiscal year of April 1, 2001 to March 31, 2002 and that the Chairman be authorized to present it to the Liaison Committee.

At 11:20 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 6**

**Thursday, March 22, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Association of Universities and Colleges of Canada:*

Sally Brown, Senior Vice-President.

*Canadian Chamber of Commerce:*

Michael Murphy, Senior Vice-President, Policy;

Benjamin Trister, Chair, Immigration Law and Policy Task Force.

*Canadian Council of Professional Engineers:*

Noel Cleland, President;

Digvir Jayas, Chairperson;

Marie Lemay, Chief Executive Officer.

*Chinese Canadian National Council:*

Jonas Ma, President.



*Coalition of Regulatory Related Agencies:*

Claude-Paul Boivin, Executive Director, Canadian Veterinary Medical Association;

Charles Brimley, Executive Director, Canadian Council of Technicians and Technologists;

Wendy McBride, Executive Director, Canadian Association of University Schools of Nursing.

*FatherCraft Canada:*

Glen Cheriton, Executive Director.

*United Nations High Commissioner for Refugees:*

Judith Kumin, Representative in Canada.

*As Individual:*

Firdaus Karas.



## MINUTES OF PROCEEDINGS

Meeting No. 6

Thursday, March 22, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 9:04 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Jean Augustine, Madeleine Dalphond-Guiral, Joe Fontana, Gurmant Grewal, John Herron, Steve Mahoney, Gurbax Malhi, Inky Mark, Anita Neville, Yolande Thibeault, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Association of Universities and Colleges of Canada:* Sally Brown, Senior Vice-President. *From the Canadian Council of Professional Engineers:* Marie Lemay, Chief Executive Officer; Noel Cleland, Chairman; Digvir Jayas, Chairperson. *From the Coalition of Regulatory Related Agencies:* Wendy McBride, Executive Director, Canadian Association of University Schools of Nursing; Claude-Paul Boivin, Executive Director, Canadian Veterinary Medical Association; Charles Brimley, Executive Director, Canadian Council of Technicians and Technologists. *From the Canadian Chamber of Commerce (The):* Michael Murphy, Senior Vice-President, Policy; Benjamin J. Trister, Chair, Immigration Law and Policy Task Force. *From the United Nations High Commissioner for Refugees:* Judith Kumin, Representative in Canada; Kim Mancini, Regional Legal Officer. *From the FatherCraft Canada:* Glen Cheriton, Executive Director. *From the Chinese Canadian National Council:* Jonas Ma, President. *As Individual:* Firdaus J. Kharas.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Sally Brown made opening statement and answered questions.

Wendy Mc Bride, Claude-Paul Boivin and Charles Brimley made opening statements and answered questions.

Marie Lemay, Noel Cleland made opening statements and with Digvir Jayas answered questions.

Michael Murphy and Benjamin J. Trister made opening statements and answered questions.

Firdaus Kharas made an opening statement and answered questions.

At 11:22 a.m., the Committee adjourned to the call of the Chair.



Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 7**

**Tuesday, March 27, 2001**

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**ORDER OF THE DAY:**

Study on Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Canadian Council for Refugees:*

Janet Dench, Executive Director;

Francisco Rico-Martinez, President.

*Canadian Ethnocultural Council:*

Emilio Binavince, Honorary Legal Counsel;

Michael T. Doi, Representative.

*EGALE:*

Michael Battista, Immigration and Refugee Lawyer;

Ron Chaplin, Chair, Political Action Committee;

John Fisher, Executive Director.

*Getting Landed Project:*

Saada Abdi, Member;

Ahmed Hashi, Coordinator.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 7

Tuesday, March 27, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 9:06 a.m. this day, in Room 237-C, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Jean Augustine, Madeleine Dalphond-Guiral, Joe Fontana, Gurmant Grewal, Steve Mahoney, Gurbax Malhi, Inky Mark, John McCallum, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Canadian Council for Refugees:* Francisco Rico-Martinez, President; Janet Dench, Executive Director. *From the Égale:* John Fisher, Executive Director; Ron Chaplin, Chair, Political Action Committee; Michael Battista, Immigration & Refugee Lawyer. *From the Getting Landed Project:* Ahmed Hashi, Coordinator; Saada Farah Abdi, Member. *From the Canadian Ethnocultural Council:* Emilio Binavince, Honorary Legal Counsel; Michael T. Doi, Member.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Janet Dench and Francisco Rico-Martinez made opening statements and answered questions.

John Fisher and Michael Battista made opening statements and with Ron Chaplin answered questions.

Ahmed Hashi and Saada Farah Abdi made opening statements and answered questions.

Emilio Binavince and Michael T. Doi made opening statements and answered questions.

At 11:20 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerks of the Committee



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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 8**

**Tuesday, April 3, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Mark Davidson, Deputy Director, Economic Policy and Programs;

Daniel Therrien, General Counsel, Legal Services.

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## MINUTES OF PROCEEDINGS

Meeting No. 8

Tuesday, April 3, 2001

The Standing Committee on Citizenship and Immigration met at 9:14 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Jean Augustine, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Gurbax Malhi, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Other member present:* John Bryden.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Jennifer Lutfallah, Deputy Director, Asylum Refugees Branch.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Joan Atkinson made an opening statement and with the witnesses answered questions.

At 11:12 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 9**

**Thursday, April 5, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Mark Davidson, Deputy Director, Economic Policy and Programs;

Jennifer Lutfallah, Senior Advisor, Asylum Refugees Branch;

Daniel Therrien, General Counsel, Legal Services;

Elizabeth Tromp, Director General, Enforcement Branch.









## MINUTES OF PROCEEDINGS

Meeting No. 9

Thursday, April 5, 2001

The Standing Committee on Citizenship and Immigration met at 9:04 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Jean Augustine, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Jennifer Lutfallah, Senior advisor, Asylum Refugees Branch; George Barry, Senior Policy Advisor.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Joan Atkinson made an opening statement and with the witnesses answered questions.

At 11:05 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 10**

**Tuesday, April 24, 2001**

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**IN CAMERA**









## MINUTES OF PROCEEDINGS

Meeting No. 10

Tuesday, April 24, 2001

The Standing Committee on Citizenship and Immigration met *in camera* at 9:05 a.m. this day, in Room 701, La Promenade Building, the Vice-Chair, John McCallum, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Gurmiant Grewal, John Herron, Steve Mahoney, Gurbax Malhi, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses): From the Royal Canadian Mounted Police:* Guiliano Zaccardelli, Commissioner; *From the Canadian Security Intelligence Service:* Ward P. Elcock, Director.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Guiliano Zaccardelli made an opening statement and answered questions.

Ward P. Elcock made an opening statement and answered questions.

At 10:55 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerks of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 11**

**Thursday, April 26, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Canadian Bureau for International Education:*

Claudette Fortier, President, Advisory Committee on Immigration;

Jennifer Humphries, Director, Scholarships and Awards.

*Canadian Labour Congress:*

David Onyalo, National Director, Anti-Racism and Human Rights Department.

*Chamber of Shipping of British Columbia:*

Ron Cartwright, President.

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Daniel Therrien, General Counsel, Legal Services.

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*REAL Women of Canada:*

Diane Watts.

*Shipping Federation of Canada:*

Gilles J. Bélanger, President.





## MINUTES OF PROCEEDINGS

Meeting No. 11

Thursday, April 26, 2001

The Standing Committee on Citizenship and Immigration met at 9:08 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Inky Mark, Anita Neville, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Michel Bellehumeur for Stéphan Tremblay.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Jennifer Lutfallah, Senior advisor, Asylum Refugees Branch. *From the Shipping Federation of Canada (The):* Gilles J. Bélanger, President. *From the Chamber of Shipping of British Columbia:* Ron Cartwright, President. *From the Canadian Bureau for International Education:* Claudette Fortier, Chair, Immigration Advisory Committee; Jennifer Humphries, Director, Scholarship and Awards. *From the Canadian Labour Congress:* David Onyalo, National Director, Anti-Racism & Human Rights Department. *From the Real Women of Canada:* Diane Watts; Sophie Joannou.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

Joan Atkinson made an opening statement and with the witnesses answered questions.

Gilles Bélanger and Ron Cartwright made opening statements and answered questions.

Jennifer Humphries and Claudette Fortier made opening statements and answered questions.

David Onyalo made opening statement and answered questions.

Diane Watts made opening statement and answered questions.

At 12:12 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 12**

**Monday, April 30, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Affiliation of Multicultural Societies & Service Agencies (B.C.):*

Jason Lee, Program Coordinator.

*Canadian Association for Immigration Reform:*

Robert Davies, Past President;

Alan Hackett, President.

*Canadian Association of Police Boards:*

Florence Wong, Director, Vancouver Police Board.

*Canadian Association of Private Language Schools:*

Sharon Curl, Past President.

*Canadian Bar Association:*

Gordon H. Maynard, Executive Member, National Citizenship and Immigration Law Section; Chair, British Columbia Branch Section;

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Renée Miller, Chair, Immigration Subsection, B.C. Branch;

Andrew Wlodyka, Resource Person, B.C. Branch.

*Canadian Education Centre Network:*

Gardiner Wilson, Director, Public Policy and Research.

*CIC Advisory Committee:*

Alexandra Charlton, Past President.

*City of Vancouver:*

Philip W. Owen, Mayor;

Baldwin Wong, Social Planning Development.

*ESL Consortium:*

Catherine Eddy, Representative;

Mary Pollack, Representative.

*Lower Mainland Sustainable Population Group:*

Dan Murray.

*MOSAIC:*

Elizabeth Briemberg, President, Board of Directors;

Chilwin Cheng, Vice-President, Board of Directors.

*S.U.C.C.E.S.S.:*

Mason Loh, Past Chair;

Lilian To, Executive Director.

*Vancouver Status of Women:*

Olatz Sagarduy, Research Coordinator.

*West Coast Domestic Workers' Association:*

Cynthia Javier, Legal Support Worker;

Tami Friesen, Advocate.

*West Coast Women's Legal Education and Action Fund:*

Jennifer Khor, Co-Chair, Law and Government Liaison Committee;

Judith Lee, Co-Chair, Law and Government Liaison Committee.

*Working Group on Poverty:*

John Argue, Program Director.





## MINUTES OF PROCEEDINGS

Meeting No. 12

Monday, April 30, 2001

The Standing Committee on Citizenship and Immigration met at 9:00 a.m. this day, in Vancouver, BC, Delta Pacific Resort & Conference Centre, Grand Pacific Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Lynne Yelich.

*Acting Member present:* Libby Davies for Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the West Coast Women's Legal Education and Action Fund:* Jennirfer Khor, Co-Chair, Law and Government Liaison Committee; Judith Lee, Co-Chair, Law and Government Liaison Committee. *From the MOSAIC:* Elizabeth Briemberg, President, MOSAIC Board of Directors; Chilwin Cheng, Vice President, MOSAIC Board of Directors. *From the S.U.C.C.E.S.S.:* Mason Loh, Past Chair; Lillian To, Executive Director. *From the West Coast Domestic Workers' Association:* Tami Friesen, Advocate; Cynthia Javier, Legal Support Worker. *From the Canadian Association of Police Boards:* Florence Wong, Director, Vancouver Police Board; Beth Nielsen, Executive Assistant, Vancouver Police Board. *From the Lower Mainland Sustainable Population Group:* Dan Murray. *From the City of Vancouver:* Philip W. Owen; Baldwin Wong, Social Planning Development. *From the Canadian Bar Association, B.C. Branch (The):* Renée Miller, Chair, Immigration Subsection of the Canadian Bar Association; Gordon H. Maynard, Executive Member, National Citizenship and Immigration Law Section and Chair of the British Columbia Branch Section; Andrew Wlodyka, Lawyer. *From the CIC Advisory Committee / BC & Yukon:* Alexandra Charlton, Past-President, CIC Advisory Committee and Refugee Representative. *From the Affiliation of Multicultural Societies & Service Agencies of BC:* Jason Lee, Program Coordinator. *From the Working Group on Poverty:* John Argue, Program Director. *From the Canadian Education Centre Network:* Rodney Briggs, President; Gardiner Wilson, Director Public Policy and Research. *From the Canadian Association of Private Language Schools:* Sharon Curl, Past-Président. *From the Vancouver Status of Women:* Olatz Sagarduy, Research coordinator. *From the Canadian Association for Immigration Reform:* Alan Hackett, President; Robert Davies, Past President. *From the ESL Consortium:* Mary Polak, Chair; Catherine Eddy, Supervisor, Vancouver School Board.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 12:58 p.m., the Committee adjourned to the call of the Chair.



Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 13**

**Monday, April 30, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Canadian Lutheran World Relief:*

Fikre Tsehai.

*Chamber of Shipping of B.C.:*

Ron Cartwright, Captain and President.

*Coalition Against Trafficking in Women—Canada:*

Gunilla Ekberg.

*Direct Action Against Refugee Exploitation:*

Agnes Huang.

*Lawrence Wong and Associates:*

Lawrence Wong, President.



*LEGIT Vancouver:*

Chris Morrissey, Co-Founder.

*Philippine Women Centre:*

Sheila Farrales, Member;

Luningning Alcuitas-Imperial, Chairperson.

*Vancouver Association of Chinese Canadians:*

Victor Wong.

*As Individuals:*

Charles M. Campbell;

Martin Collacott;

Steve Kaufmann;

Fred G. Peet.



Français

## MINUTES OF PROCEEDINGS

Meeting No. 13

Monday, April 30, 2001

The Standing Committee on Citizenship and Immigration met at 2:00 p.m. this day, in Vancouver at Delta Pacific Resort & Conference Centre, Grand Pacific Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Lynne Yelich.

*Acting Member present:* Libby Davies for Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the LEGIT Vancouver:* Deb LeRose; Chris Morrissey, Co-founder. *From the Canadian Lutheran World Relief:* Fikre Tsehai. *From the Vancouver Association of Chinese Canadians:* Victor Yukmun Wong. *From the Direct Action Against Refugee Exploitation:* Agnes Huang. *From the As Individual:* Fred G. Peet; Steve Kaufmann; Charles M. Campbell, Immigration Specialist; Martin Collacott, Former Canadian Ambassador. *From the Coalition Against Trafficking in Women-Canada:* Gunilla Ekberg. *From the Philippine Women Centre:* Luningning Alcuatas-Imperial, Chairperson; Sheila Farrales, Member. *From the Chamber of Shipping of British Columbia:* Capt Ron Cartwright, President; Capt Stephen Cutler, Director. *From the Lawrence Wong & Associates:* Lawrence Wong, President.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 5:05 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 14**

**Tuesday, May 1st, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Association of Professional Engineers and Geoscientists of Manitoba:*

Shirley Matile, Director of Admissions.

*Business Council of Manitoba:*

Jim Carr, President and Chief Executive Officer;

Arthur Mauro, Representative.

*Canadian Bar Association:*

David H. Davis, Member.

*Citizenship Council of Manitoba:*

Janis Nickel.

*"Collège universitaire de Saint-Boniface":*

Paul Ruest, Rector.



*Council of Canadians with Disabilities:*

Laurie Beachell, National Co-ordinator.

*Dynamic Sikh Cultural and Senior Society Inc.:*

Kewal Singh.

*"École technique et professionnelle":*

David Dandeneau, Director, Developmental Support Office;

Marjolaine Pelletier, Responsible for International Docket.

*Manitoba Interfaith Immigration Council:*

Marty Dolin, Executive Director.

*Mennonite Central Committee:*

Timothy Wichert, Canada Refugee Programme Coordinator.

*National Indo-Canadian Council:*

Al Chopra, Member.

*Winnipeg Refugee Education Committee:*

Louise Simbandumwe, Member;

Hla Win, Member.

*Zaifman Associates:*

Kenneth Zaifman, President.

*As Individual:*

David Matas.



## MINUTES OF PROCEEDINGS

Meeting No. 14

Tuesday, May 1st, 2001

The Standing Committee on Citizenship and Immigration met at 8:35 a.m. this day, in Winnipeg at The Lombard Hotel, 2 Lombard Place in Winnipeg Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Zaifman Associates:* Kenneth Zaifman, President. *From the Council of Canadians with Disabilities:* Laurie Beachell, National Co-ordinator. *From the Citizenship Council of Manitoba:* Janis Nickel. *From the Business Council of Manitoba:* Jim Carr, President & CEO; Arthur Mauro. *From the "Collège Universitaire de Saint-Boniface":* Paul Ruest, Rector. *From the Canadian Bar Association:* David H. Davis, Member. *From the National Indo-Canadian Council:* Al Chopra, Member. *From the Winnipeg Refugee Education Committee:* Louise Simbandumwe, Member; Hia Win, Member. *From the As Individual:* David Matas, Immigration Lawyer. *From the Association of Professional Engineers and Geoscientists of Manitoba:* Shirley M. Matile, Director of Admissions. *From the Mennonite Central Committee:* Timothy Wichert, Canada Refugee Programme Coordinator. *From the Manitoba Interfaith Immigration Council:* Marty Dolin, Executive Director. *From the "École technique et professionnelle":* David Dandeneau, Director, Developmental Support Office; Marjolaine Pelletier, Responsable for International Docket. *From the Dynamic Sikh Cultural & Senior Society Inc.:* Kewal Singh.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 10:42 a.m. John McCallum took the Chair.

At 12:00 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 15**

**Tuesday, May 1st, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Alberta Association of Immigrant-Serving Agencies:*

Alice Colak, Chairperson.

*Alberta Centre for International Education:*

Valdemar Larsen, Executive Director.

*Anglican Diocese of Saskatoon Refugee Committee:*

Lisa Cormode.

*Canada Family Action Coalition:*

Roy Beyer, President.

*Canadian Bar Association, Northern Alberta Branch:*

Wendy Danson, Past Chair.



*Geologists and Geophysicists of Alberta:*

Al Schuld, Deputy Registrar, Association of Professional Engineers.

*Immigrant, Refugee and Visible Minority Women of Saskatchewan:*

Bula Ghosh, President.

*Regina Refugee Coalition:*

Gordon Barnes, Representative.

*Saskatchewan Action Committee on the Status of Women:*

Kripa Sekhar, Executive Co-ordinator.

*Saskatchewan Anti-Racism Network:*

Fiona Bishop;

Keith Vallanda.

*Saskatchewan Human Rights Commission:*

Christine Lwanga, Commissioner; Member, Committee on Anti-Racism in Education and the Employment Sector.

*Saskatoon Refugee Coalition:*

Helen Smith-McIntyre.

*University of Regina:*

Amit Chakma, Vice-President, Research and International Liaison Office.



## MINUTES OF PROCEEDINGS

Meeting No. 15

Tuesday, May 1st, 2001

The Standing Committee on Citizenship and Immigration met at 1:04 p.m. this day, in Winnipeg at The Lombard Hotel, 2 Lombard Place in Winnipeg Ballroom, the Chair, John McCallum presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, John Herron, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylcia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

At 13:04 the Committee heard witnesses from Edmonton via videoconference:

*Witnesses: From the Association of Professional Engineers, Geologists and Geophysicists of Alberta:* Al Schuld, Deputy Registrar. *From the Canada Family Action Coalition:* Roy Beyer, President. *From the Canadian Bar Association, Northern Alberta Branch:* Wendy Danson, Past Chair. *From the Alberta Centre for International Education:* Valdemar Larsen, Executive Director. *From the Alberta Association of Immigrant-Serving Agencies:* Alice Colak, Chairperson.

At 14:36 the Committee heard witnesses from Regina via videoconference:

*From the Saskatoon Refugee Coalition:* Helen Smith-McIntyre. *From the Anglican Diocese of Saskatoon:* Dr. Liisa Cormode. *From the University of Regina:* Amit Chakma, Vice-President, Research and International Liaison Officer. *From the Action Committee on Anti-Racism in Education and Employment Sectors:* Christine Lwanga. *From the Saskatchewan Anti-Racism Network:* Fiona Bishop, Member; Keith Philander, Member. *From the Saskatchewan Action Committee on the Status of Women:* Kripa Sekhar, Executive Coordinator. *From the Immigrant, Refugee and Visible Minority Women of Saskatchewan:* Bula Ghosh, President. *From the Regina Refugee Coalition:* Gordon Barnes. *From the Saskatchewan Coalition Against Racism:* Erica Cancino, Vice-President.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 4:40 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 16**

**Wednesday, May 2, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*African Canadian Legal Clinic:*

Marie Chen, Staff Lawyer;

Erica Lawson, Policy and Research Analyst.

*Association of International Physicians and Surgeons of Ontario:*

Elizabeth McIsaac, Project Coordinator.

*Canadian Chinese Congress:*

Frank Chui, Director.

*Canadian Civil Liberties Association:*

A. Alan Borovoy, General Counsel.

*Canadian Hearing Society:*

Garry Malkowski.



*Canadian Immigration Policy Council:*

Howard D. Greenberg, Founding Member;

Carter C. Hoppe, Founding Member.

*Council of Agencies Serving South Asians:*

Uzma Shakir, Executive Director.

*Family Service Association of Toronto:*

Catherine Chalin, Member of the Board;

Laurel Rothman, Campaign 2000.

*Global Relocation Consultants S.A.:*

David S. Lesperance.

*Inter-Church Committee for Refugees:*

Tom Clark, Coordinator;

Elsa Musa.

*Mamann & Associates:*

Guidy Mamann.

*Maytree Foundation:*

Andrew Brouwer, Manager, Research and Policy.

*Ontario Council of Agencies Serving Immigrants:*

Debbie Douglas, Executive Director.

*Parkdale Community Legal Services Inc.:*

Geraldine Sadoway, Staff Lawyer.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 16

Wednesday, May 2, 2001

The Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Toronto at the Ramada Plaza Hotel Toronto Airport East, 1677 Wilson Ave in Lady Hamilton Room, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylcia-Leis, Lynne Yelich.

*Acting Member present:* Joe Volpe

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Inter-Church Committee for Refugees:* Elsa Musa, Coordinator. *From the Mamann & Associates:* Guidy Mamann; Kevin Beigel, Lawyer. *From the Canadian Civil Liberties Association:* A. Alan Borovoy, General Counsel; Stephen McCammon, Associate Counsel. *From the Canadian Immigration Policy Council:* Howard D. Greenberg, Founding Member; Carter C. Hoppe, Founding Member. *From the African Canadian Legal Clinic:* Erica Lawson, Policy and Research Analyst; Marie Chen. *From the Maytree Foundation:* Andrew Brouwer, Manager, Research and Policy. *From the Parkdale Community Legal Services Inc.:* Geraldine Sadoway, Staff Lawyer. *From the Global Relocation Consultants S.A.:* David S. Lesperance. *From the Canadian Chinese Congress:* Hughes Eng, Co-Chair; Frank Chui, Director; David Lim, Secretary General. *From the Family Service Association of Toronto:* Laurel Rothman, Board Member; Baksha Bahyana, Board Member; Catherine Chalin, Board Member. *From the Ontario Council of Agencies Serving Immigrants:* Debbie Douglas, Executive Director. *From the Association of International Physicians & Surgeons of Ontario:* Elizabeth McIsaac, Project Coordinator. *From the Council of Agencies Serving South Asians:* Uzma Shakir, Executive Director. *From the Canadian Hearing Society (The):* Garry Malkowski, Director, External Affairs & Employment Development/Educational Support Services.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

Gary Malhowski assisted by sign language interpretation made an opening statement and answered questions.

At 12:30 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 17**

**Wednesday, May 2, 2001**

---

**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Canadian Bar Association, Ontario:*

Stephen Green, Past Chair;

Ben Trister, Immigration Lawyer.

*Canadian Centre for Victims of Torture:*

Ezat Mossallanejad, Policy Analyst.

*Canadians for Fair and Just Immigration Policy:*

Michael Schelew, Representative;

Robin Seligman, Chair.

*Chinese Canadian National Council:*

Gloria Fung, National Executive;

Cynthia Pay, Vice-President.





*COSTI Immigrant Services:*

Mario Calla, Executive Director.

*Coalition for a Just Immigration and Refugee Policy:*

Sudabeh Mashkuri.

*International Association of Immigration Practitioners:*

Ramesh K. Dheer, National President;

Douglas Hancock, National Director, Public Relations.

*Metro Toronto Chinese and Southeast Asian Legal Clinic:*

Avvy Yao-Yao Go, Barrister and Solicitor, Clinic Director.

*National Action Committee of the Status of Women:*

Sungee John, Chair, Immigration Committee and Actions Treasurer.

*National Congress of Italian Canadians, Toronto District:*

A.L.P. Carella, President.

*Ramgarhia Association of Ontario:*

Harby Rakhra;

Grumail S. Saggu, President.

*South Asian Lawyers Association:*

Harry Mann.

*“VIVE La Casa”:*

Deborah Greitzer, Staff Lawyer;

John R. Long, Executive Director.

*Women's Health in Women's Hands Community Health Centre:*

Eunadie Johnson, Executive Director.

*YMCA of Greater Toronto:*

Heather McGregor, Executive Director;

Darina Vasek.



*As Individuals:*

Kean Bhattacharya;

Zubair Choudhry;

Bikram Lamba.



Français

## MINUTES OF PROCEEDINGS

Meeting No. 17

Wednesday, May 2, 2001

The Standing Committee on Citizenship and Immigration met at 2:15 p.m. this day, in Toronto at the Ramada Plaza Hotel Toronto Airport East, 1677 Wilson Ave, in Lady Hamilton Room, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Joe Volpe.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Metro Toronto Chinese and Southeast Asian Legal Clinic:* Avvy Yao-Yao Go, Barrister & Solicitor, Clinic Director. *From the As Individual:* Zubair Choudhry; Bikram Lamba. *From the Women's Health in Women's Hands Health Centre:* Eunadie Johnson, Executive Director. *From the As Individual:* Kean Bhattacharya. *From the Coalition for a Just Immigration & Refugee Policy:* Sudabeh Mashkuri, Lawyer. *From the International Association of Immigration Practitioners:* Ramesh K. Dheer, National President; Douglas Hancock, National Director, Public Relations. *From the National Action Committee on the Status of Women:* Terri Brown, President; Sungee John, Chair of the Immigration Committee and Actions Treasurer for NACS. *From the Canadian Bar Association for Ontario:* Stephen W. Green; Ben Trister. *From the Canadians for Fair and Just Immigration Policy:* Robin Seligman; Michael Schelew; Mario Calla. *From the Canadian Centre for Victims of Torture:* Ezat Mossallanejad, Policy Analyst. *From the Ramgarhia Association of Ontario:* Gurmail S. Saggu, President; Harby Rakhra. *From the Chinese Canadian National Council:* Gloria Fung, National Executive; Cynthia Pay, Vice President; Dick Chan, National Executive. *From the National Congress of Italian Canadians:* A. L. P. Carella, President. *From the YWCA of Greater Toronto:* Heather McGregor, Executive Director; Darina Vasek. *From the VIVE La Casa:* John R. Long, Executive Director; Deborah Greitzer. *From the As Individual:* Harry Mann.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 5:58 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 18**

**Thursday, May 3, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Canadian Alliance of Physiotherapy:*

Susan Glover Takahashi, Executive Director.

*Canadian Islamic Congress:*

Wahida Valiante, National Vice-President.

*Canadian Ukrainian Immigrant Aid Society:*

Eugen Duvalko, Executive Director.

*Casa El Norte and Fort Erie Multicultural Centre and Adult Learning Centre:*

Roderick McDowell, Barrister and Solicitor.

*Centre for Refugee Studies:*

Sharryn Aiken.



*Intercede:*

Jo Alcampo, Interim Coordinator;

Leticia Capistrano, President, Board of Directors.

*Law Union of Ontario:*

Paul D. Copeland.

*Organization of Professional Immigration Consultants Inc. :*

Warren Lloyd;

Jill Sparling, President.

*Southern Ontario Sanctuary Coalition:*

Suleyman Goven, Member;

Mary Jo Leddy, Member.

*Students in Limbo:*

Zahra Mohamed.

*Toronto City Council:*

David Miller, Chair, Working Group on Immigration and Refugee Issues.





## MINUTES OF PROCEEDINGS

Meeting No. 18

Thursday, May 3, 2001

The Standing Committee on Citizenship and Immigration met at 9:08 a.m. this day, in Toronto at the Ramada Plaza Hotel Toronto Airport East, 1677 Wilson Ave, in Lady Hamilton Room, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Centre for Refugees Studies:* Sharryn Aiken. *From the Southern Ontario Sanctuary Coalition:* Suleyman Goven; Mary Jo Leddy. *From the Students in Limbo:* Zahra Mohamed. *From the Law Union of Ontario:* Paul D. Copeland, Cooper & McDonald Firm. *From the Canadian Ukrainian Immigrant Aid Society:* Eugen Duvalko, Executive Director. *From the Canadian Alliance of Physiotherapy Regulators:* Susan Glover Takahashi, Executive Director. *From the Organization of Professional Immigration Consultants Inc.:* Jill Sparling, President; Warren LLoyd. *From the Toronto City Council: (Working Group on Immigration and Refugee Issues):* David Miller, Chair, Working Group on Immigration and Refugee Issues; Rose Lee, Coordinator, Access and Equity, Strategic and Corporate Policy, Chief Administrator's Office; Julie Mathien, Policy and Development Officer, Community & Neighbourhood Services Department. *From the Intercede:* Jo Alcampo, Interim Coordinator; Leticia Capistrano, President of the Board. *From the Casa El Norte:* Roderick McDowell, Barrister & Solicitor. *From the Fort Erie Multicultural Centre and Adult Learning Centre:* Roderick McDowell, Spokeperson. *From the Canadian Islamic Congress:* Wahida Valiante.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 1:00 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 19**

**Thursday, May 3, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Interclinic Immigration Working Group:*

Marnie Hayes, Community Legal Worker.

*National Association of Career Colleges:*

Paul Kitchin, Executive Director.

*Toronto Refugee Affairs Council:*

Fred Franklin, Member.

*Windsor Refugee Office:*

Helen Petrimoulx, Refugee Coordinator.

*As Individual:*

Devashish Wadke.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 19

Thursday, May 3, 2001

The Standing Committee on Citizenship and Immigration met at 2:00 p.m. this day, in Toronto at the Ramada Plaza Hotel Toronto Airport East, 1677 Wilson Ave, in Lady Hamilton Room, the Chair, Joe Fontana, presiding

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Inky Mark, John McCallum, Anita Neville, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Windsor Refugee Office:* Helen Petrimoulx. *From the National Association of Career Colleges:* Paul Kitchin, Executive Director. *From the Neighbourhood Legal Services:* Marnie Hayes, Community Legal Worker. *From the Toronto Refugee Affairs Council:* Fred Franklin, Member. *From the As Individual:* Devashish Wadke.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 3:15 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 20**

**Friday, May 4, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*"Action Réfugiés Montréal":*

Catherine Gauvreau, Detention Worker;

Vincent Valai, Member of the Board of Directors.

*"Association québécoise des avocats et avocates en droit de l'immigration":*

Jacques Beauchemin, President;

Carole Fioré, Secretary-Treasurer.

*Canadian Bar Association, Quebec Division:*

Chantal Arsenault, President, Immigration Section.

*Canadian HIV-AIDS Legal Network:*

Alex Adrian, Member;

Alana Klein, Research Associate.



*"Centre Justice et Foi":*

Dominique Boisvert, Collaborator on the Refugee Task Force;

Elisabeth Garant, Officer in Charge, "secteur Vivre ensemble".

*Committee to Aid Refugees:*

Hoori Hamboyan, Interim Coordinator.

*McGill University:*

Cécile Rousseau, Professor of Psychiatry.

*National Association of Women and the Law:*

Andrée Côté, Director, Legislation and Law Reform;

Marlène Dubuisson-Balthazar, Lawyer and Board Member.

*"Ordre des ingénieurs du Québec":*

Michel Dagenais, Director, Admission and Registration;

Roger Nicolet, President.

*Project Genesis:*

Richard Goldman, Legal Services.

*"Table de concertation de Montréal au service des personnes réfugiées immigrantes":*

Rivka Augenfeld, President.

*Ukrainian-Canadian Congress:*

Eugene Czolij, President.

*University of Montreal:*

France Houle, Professor of Law.

*As Individuals:*

Colin R. Singer;

Mr. M.



Français

## MINUTES OF PROCEEDINGS

Meeting No. 20

Friday, May 4, 2001

The Standing Committee on Citizenship and Immigration met at 9:09 a.m. this day, in Montreal, at "Renaissance Hôtel du Parc", 3625 Du Parc Ave, "Salon du Parc" the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, John McCallum, Yolande Thibeault, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the McGill University:* Cécile Rousseau, Professor of Psychiatry. *From the University of Montreal:* France Houle, Professor of Law. *From the "Association québécoise des avocats et avocates en droit de l'immigration":* Jacques Beauchemin, President; Carole Fioré, Secretary-Treasurer. *From the Montreal Action Refugee:* Catherine Gauvreau, "Intervenante en détention"; Vincent Valai, Board Member. *From the As Individual:* Me Colin R. Singer, Law Offices of Colin R. Singer; Kabir Kabir. *From the Ukrainian-Canadian Congress:* Eugene Czolij, President. *From the "Centre Justice et Foi":* Elisabeth Garant, Officer in Charge, "Secteur Vivre Ensemble"; Dominique Boisvert, Collaborator on the Refugee Task Force; Fernand Gauthier. *From the Canadian HIV-AIDS Legal Network:* Alana Klein, Research Associate; Alex Adrian, Member. *From the "Ordre des ingénieurs du Québec":* Roger Nicolet, President; Michel Dagenais, Director, Admission and Registration. *From the Canadian Bar Association, Quebec Division:* Chantal Arseneault, President, Immigration Section. *From the Project Genesis:* Richard Goldman, Legal Services. *From the "Table de concertation de Montréal au service des réfugiés":* Stephan Reichold, Executive Director. *From the Committee to Aid Refugees:* Hoori Hamboyan, Interim Coordinator. *From the National Association of Women and the Law:* Andrée Côté, Director, Legislation and Law Reform; Me Marlène Dubuisson-Balthazar, Lawyer & Member of the Board.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 1:15 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 21**

**Friday, May 4, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Atlantic Regional Association of Immigrant-Serving Agencies:*

Kevin Arsenault, President.

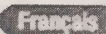
*As Individuals:*

Bruce C. Allen;

Blair Hodgman.







## MINUTES OF PROCEEDINGS

Meeting No. 21

Friday, May 4, 2001

The Standing Committee on Citizenship and Immigration met at 1:40 p.m. this day, in Montreal, at "Renaissance Hôtel du Parc", 3625 Du Parc Ave, "Salon du Parc" the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, John McCallum, Yolande Thibeault, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

The Committee heard witnesses from Halifax via videoconference.

*Witnesses: From the Atlantic Region Association of Immigrant-Serving Agencies:* Kevin Arsenault, President. *From the As Individual:* Blair Hodgman, Lawyer, Allen & Hodgman, Barristers & Solicitors; Bruce C. Allen, Lawyer, Allen & Hodgman, Barristers & Solicitors.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The witnesses made opening statements and answered questions.

At 2:30 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 22**

**Tuesday, May 8, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**APPEARING:**

Hon. Elinor Caplan, Minister of Citizenship and Immigration

**WITNESSES:**

*Immigration and Refugee Board:*

Philip Palmer, Senior Legal Counsel;

Peter Showler, Chairperson.









Français

## MINUTES OF PROCEEDINGS

Meeting No. 22

Tuesday, May 8, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 8:40 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Gurbax Malhi, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Appearing: From the Citizenship and Immigration Canada:* The Hon. Elinor Caplan, Minister of Citizenship and Immigration.

*Witnesses: From the Citizenship and Immigration Canada:* Daniel Costello, Executive Assistant to the Minister; Amanda Sussman, Special Assistant to the Minister, Policy; Michel Dorais, Deputy Minister; Joan Atkinson, Assistant Deputy Minister, Policy and Program Development. *From the Immigration and Refugee Board:* Peter Showler, Chairperson; Philip Palmer, Senior General Counsel and Director General of Legislative implementation, Legislative Implementation Project Office.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The Minister of Citizenship and Immigration made an opening statement and answered questions.

Peter Showler and Philip Palmer answered questions.

At 11:18 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 23**

**Thursday, May 10, 2001**

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**IN CAMERA**







## MINUTES OF PROCEEDINGS

Meeting No. 23

Thursday, May 10, 2001

The Standing Committee on Citizenship and Immigration met *in camera* at 9:08 a.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Honey, John McCallum, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis.

*Attendance: From the Library of Parliament:* Jay Sinha, Researcher.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The Committee considered a variety of possible amendments to Bill C-11.

At 12:02 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 24**

**Tuesday, May 15, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Daniel Therrien (General Counsel, Legal Services.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 24

Tuesday, May 15, 2001

The Standing Committee on Citizenship and Immigration met at 9:06 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Gurbax Malhi, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Raymonde Folco for Jean Augustine; Larry Bagnell for Jerry Pickard.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Jennifer Lutfallah, Senior advisor, Asylum Refugees Branch.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The Committee proceeded to Clause-by-Clause consideration of the Bill.

Pursuant to Standing Order 75(1), consideration of Clause 1 is postponed.

By unanimous consent the following clauses were adopted:

4, 7, 8, 9, 11, 17, 22, 23, 29, 33, 47, 48, 52, 54, 61, 62, 65, 66, 71, 83, 85 to 88, 91 102, 103, 111, 118, 120, 122, 123, 125, 128, 129, 131, 132, 134 to 141, 143 to 147, 151, 152, 154 to 158, 160, 162, 164, 167, 168, 171, 172, 174, 176 to 200, 202 to 226, 230 to 241, 243 to 248, 250 to 272, 274 and 275.

On Clause 2,

Steve Mahoney moved, -- That Bill C-11, in Clause 2, be amended

a. by replacing line 21 on page 1 with the following:

Canadian citizen or a permanent resident, and includes a stateless

b. by replacing lines 23 and 24 on page 1 with the following:

"permanent resident " means a person who has acquired permanent resident sta-

After debate, the question being put on the amendment, it was adopted.

Clause 2, as amended, carried.

On Clause 3,

Anita Neville moved, -- That Bill C-11, in Clause 3, be amended by replacing line 15 on page 2 with the following:

respecting the federal, bilingual and multicultural charac-

After debate, the question being put on the amendment, it was adopted.

Yolande Thibeault moved, -- That Bill C-11, in Clause 3, be amended by adding after line 16 on page 2 the following:

(b.1) to support and assist the development of minority official language communities in Canada;  
After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 3, be amended by replacing line 32 on page 2 with the following:

"tion with the provinces and municipalities;"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 3, be amended by replacing lines 40 to 44 on page 2 with the following:

"Canadian society;

(i) to promote international justice, respect for human rights and security; and

(j) to work in co-operation with the provinces and territories to secure better recognition of the foreign credentials of new Canadians and their more rapid integration into society."

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 3, be amended by replacing line 43 on page 2 with the following:

territory to persons who are crimi-

The question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 3, be amended by replacing line 8 on page 3 with the following:



"obligations with respect to refugees and others at risk of human rights violation and"

The question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 3, be amended by replacing lines 18 and 19 on page 3 with the following:

"race, religion, nationality, political opinion, membership in a particular social group, sex or sexual orientation,"

After debate, the question being put on the amendment, it was negatived on the following division:

**NAYS:** Mark Assad, Raymonde Folco, Steve Mahoney, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibault, Inky Mark, Lynne Yelich. (9).

**YEAS:** Madeleine Dalphond-Guiral, Judy Wasylycia Leis, John Herron (3).

John Herron moved, -- That Bill C-11, in Clause 3, be amended by replacing line 19 on page 3 with the following:

", membership in a particular social group, sexual orientation or gender,"

After debate, the question being put on the amendment, it was negatived on the following division:

**NAYS:** Mark Assad, Raymonde Folco, Steve Mahoney, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibault, Inky Mark, Lynne Yelich. (9).

**YEAS:** Madeleine Dalphond-Guiral, Judy Wasylycia Leis, John Herron (3).

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 3, be amended by replacing lines 35 to 39 on page 3 with the following:

"(h) to promote international justice, human rights and security."

After debate, the question being put on the amendment, it was negatived.

Yolande Thibeault moved, -- That Bill C-11, in Clause 3, be amended by replacing line 37 on page 3 with the following:

territory to persons, including

The question being put on the amendment, it was adopted.

Yolande Thibeault moved, -- That Bill C-11, in Clause 3, be amended by replacing lines 8 to 16 on page 4 with the following:

tions;

(d) ensures that decisions taken under this Act are consistent with the Canadian Charter of Rights and Freedoms, including its principles of equality and freedom from discrimination and of the equality of

English and French as the official languages of Canada;

(e) supports the commitment of the Government of Canada to enhance the vitality of the English and French linguistic minority communities in Canada; and

(f) complies with international human rights instruments to which Canada is signatory.

After debate, the question being put on the amendment, it was adopted.

Clause 3, as amended, carried.

On Clause 5,

Steve Mahoney moved, -- That Bill C-11, in Clause 5, be amended

(a) by replacing line 21 on page 4 with the following:

5. (1) Except as otherwise provided, the Gover-

(b) by adding after line 26 on page 4 the following:

(2) The Minister shall cause a copy of each proposed regulation made pursuant to sections 17, 32, 53, 61, 102, 116 and 150 to be laid before each House of Parliament, and each House shall refer the proposed regulation to the appropriate Committee of that House.

(3) A proposed regulation that has been laid before each House of Parliament under subsection (2) does not need to be so laid again, whether or not it has been altered.

(4) The Governor in Council may make the regulation at any time after the proposed regulation has been laid before each House of Parliament under subsection (2).

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 5, be amended by replacing lines 23 to 26 on page 4 with the following:

is referred to in this Act or that prescribes any matter whose prescription is referred to in this Act.

After debate, the question being put on the amendment, it was adopted.

Clause 5, as amended, carried.

On Clause 6,

Steve Mahoney moved, -- That Bill C-11, in Clause 6, be amended by replacing lines 39 to 42 on page 4 with the following:

ferred by subsection 77(1) or the ability to make determinations under subsection 34(2) or 35(2) or paragraph 37(2)(a).

After debate, the question being put on the amendment, it was adopted.

Inky Mark moved, -- That Bill C-11 be amended by adding after line 42 on page 4 the following new clause:

"6.1 (1) There shall be an Ombudsman designated by the Minister to whom any person in Canada may make a complaint on a matter pertaining to immigration.

(2) The Minister may make regulations respecting the powers and duties of the Ombudsman and any other matter that the Minister considers necessary to carry out the objectives of subsection (1).

6.2 The Ombudsman designated under section 6.1 shall, annually, cause to be laid before the House of Commons a report on the complaints that were made to the Ombudsman."

After debate, the question being put on the amendment, it was negated.

Clause 6, as amended, carried.

On Clause 10,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 10, be amended by replacing line 31 on page 6 with the following:

"governments of the provinces and municipalities on immigration"

After debate, the question being put on the amendment, it was negated.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 10, be amended by replacing line 36 on page 6 with the following:

"provinces and municipalities."

After debate, the question being put on the amendment, it was negated.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 10, be amended by replacing line 38 on page 6 with the following:

"governments of the provinces and municipalities respecting the"

After debate, the question being put on the amendment, it was negated.

Inky Mark moved, -- That Bill C-11 be amended by adding after line 45 on page 6 the following new clause:

"(3) The Minister shall consult with municipalities with respect to resettlement and integration programs where applicable."

After debate, the question being put on the amendment, it was negated.

Clause 10 carried.



On Clause 12,

Steve Mahoney moved, -- That Bill C-11, in Clause 12, be amended by replacing lines 13 to 22 on page 7 with the following:

"12. (1) A foreign national may be selected as a member of the family class on the basis of their relationship as the spouse, common-law partner, child, parent or other prescribed family member of a Canadian citizen or permanent resident.

(2) A foreign national may be selected as a member of the economic class on the basis of their ability to become economically established in Canada."

The question being put on the amendment, it was adopted.

Inky Mark moved, -- That Bill C-11, in Clause 12, be amended by replacing line 20 on page 7 with the following:

"partner, child, sibling, parent, grandparent or other prescribed"

After debate, the question being put on the amendment, it was negatived.

John Herron moved, -- That Bill C-11, in Clause 12, be amended by replacing line 20 on page 7 with the following:

"partner of the same sex or of the opposite sex, child, parent or other prescribed"

After debate, the question being put on the amendment, it was negatived on the following division:

**YEAS:** Inky Mark, Lynne Yelich, Madeleine Dalphond-Guiral, Judy Wasylycia-Leis, John Herron, Gurbax Malhi (6).

**NAYS:** Mark Assad, Raymonde Folco, Steve Mahoney, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault (7).

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 12, be amended by replacing line 20 on page 7 with the following:

"partner, child, parent, grandparent, brother, sister or other prescribed"

After debate, the question being put on the amendment, it was negatived.

Clause, as amended, 12 carried.

On Clause 13,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 13, be amended by replacing line 30 on page 7 with the following:

"resident may, either individually or with a family member who is also a Canadian citizen or a permanent resident, subject to the regulations,"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 13, be amended by replacing line 31 on page 7 with the following:

"sponsor, either individually or jointly with one or more other Canadian citizens or permanent residents, a foreign national who is a member of"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 13, be amended by adding after line 14 on page 8 the following:

"(5) Notwithstanding subsection 12(2), a person who has been a Canadian citizen for at least eighteen years may sponsor his or her aunt, uncle or first cousin as a member of the family class, but may only sponsor one such person during his or her lifetime.

(6) A Canadian citizen who sponsors his or her aunt, uncle or first cousin pursuant to subsection (5) shall be responsible for their charge for a period of ten years following their arrival in Canada."

After debate, the question being put on the amendment, it was negatived on the following division:

**NAYS:** Mark Assad, Raymonde Folco, Steve Mahoney, John Finlay, John McCallum, Anita neville, Larry Bagnell, Yolande Thibeault (8).

**YEAS:** Inky Mark, Lynne Yelich, Madeleine Dalphond-Guiral, Judy Wasylycia-Leis, John Herron (5).

Clause 13 carried.

On Clause 14,

Steve Mahoney moved, -- That Bill C-11, in Clause 14, be amended by replacing line 21 on page 8 with the following:

permanent residents or foreign nationals, including the classes re-

The question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 14, be amended by replacing line 38 on page 8 with the following:

"processed or approved in a year, except those in respect of persons selected under subsection 12(3), the number"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 14, be amended by replacing line 44 on page 8 with the following:

class, on permanent residents and foreign nationals;

The question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 14, be amended by replacing line 46 on page 8 with the following:

"ties for failure to comply with undertakings, provided that persons on social assistance are not excluded from any family-based sponsorship;"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 14, be amended by adding after line 9 on page 9 the following:

"(3) The regulations shall not require

- a. landing fees from dependents of refugees and members of a class of persons who have been granted entry to Canada on humanitarian grounds; and

(b) administrative or processing fees from refugees and persons who have been granted entry to Canada on humanitarian grounds."

After debate, the question being put on the amendment, it was negatived.

Clause 14, as amended, carried.

At 1:06 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 25**

**Tuesday, May 15, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Mark Davidson, Deputy Director, Economic Policy and Programs;

Dick Graham, Acting Director, Legislative Review, Enforcement;

Daniel Therrien, General Counsel, Legal Services;

Elizabeth Tromp, Director General, Enforcement Branch;

Gerry Van Kessel, Director General, Refugees.







## MINUTES OF PROCEEDINGS

Meeting No. 25

Tuesday, May 15, 2001

The Standing Committee on Citizenship and Immigration met at 3:36 p.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Gurbax Malhi, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylcia-Leis, Lynne Yelich.

*Acting Member present:* Tony Tirabassi for Jean Augustine

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Gerry Van Kessel, Director General, Refugees; Dick Graham, Acting Director, Legislative Review, Enforcement; Jennifer Lutfallah, Senior advisor, *Asylum Refugees Branch*.

*Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2).*

The Committee resumed Clause-by-Clause consideration of the Bill.

On Clause 15,

Steve Mahoney moved, -- That Bill C-11, in Clause 15, be amended by replacing lines 13 to 15 on page 9 with the following:

this Act.

After debate, the question being put on the amendment, it was adopted.

John Herron moved, -- That Bill C-11, in Clause 15, be amended by adding after line 24 on page 9 the following:

"(1.1) A foreign national shall have the right to have counsel present during an examination."

After debate, the question being put on the amendment, it was negatived.

Clause 15, as amended, carried.

On Clause 16,

Steve Mahoney moved, -- That Bill C-11, in Clause 16, be amended by replacing lines 1 and 2 on page 10 with the following:

(2) In the case of a foreign national,

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- that Bill C-11, in Clause 16, be amended by replacing line 9 on page 10 with the following:

permanent resident or a foreign national who is arrested,

After debate, the question being put on the amendment, it was adopted.

Clause 16, as amended, carried.

On Clause 18,

Steve Mahoney moved, -- That Bill C-11, in Clause 18, be amended

(a) by replacing line 18 on page 10 with the following:

18. (1) Every person seeking to enter Canada

(b) by adding after line 22 on page 10 the following:

(2) Subsection (1) also applies to persons who, without leaving Canada, seek to leave an area at an airport that is reserved for passengers who are in transit or who are waiting to depart Canada.

After debate, the question being put on the amendment, it was adopted.

Inky Mark moved, -- That Bill C-11 be amended by adding after line 22 on page 10 the following new clause:

"18.1 Every person entering Canada, regardless of the person's point of entry, shall be subject, upon entry, to a security check."

After debate, the question being put on the amendment, it was negatived.

Clause 18, as amended, carried.

On Clause 19,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 19, be amended by replacing lines 33 to 35 on page 10 with the following:

"resident to enter Canada unless loss of status has been established."

After debate, the question being put on the amendment, it was negatived.

After debate, Clause 19 carried.

On Clause 20,

Steve Mahoney moved, -- That Bill C-11, in Clause 20, be amended by replacing, in the English line 12 on page 11 with the following:

issued by the province indicating that the

After debate, the question being put on the amendment, it was adopted.

Inky Mark moved, -- That Bill C-11, in Clause 20, be amended by adding after line 15 on page 11 the following:

"20.1 (1) The name of each person who enters or leaves Canada shall be recorded along with the date on which the person entered or left Canada.

2) Where the name of a person appears in the records kept pursuant to subsection (1), that person shall be deemed to have either entered or left Canada, as the case may be, on the specified date."

After debate, the question being put on the amendment, it was negatived.

Clause 20, as amended, carried.

On Clause 21,

Steve Mahoney moved, -- That Bill C-11, in Clause 21, be amended

(a) by replacing line 16 on page 11 with the following:

21. (1) A foreign national becomes a perma-

(b) by adding after line 21 on page 11 the following:

(2) Except in the case of a person described in subsection 112(3) or a person who is a member of a prescribed class of persons, a person whose application for protection has been finally determined by the Board to be a Convention refugee or to be a person in need of protection, or a person whose application for protection has been allowed by the Minister, becomes, subject to any federal-provincial agreement referred to in subsection 9(1), a permanent resident if the officer is satisfied that they have made their application in accordance with the regulations and that they are not inadmissible on any ground referred to in section 34 or 35, subsection 36(1) or section 37 or 38.

After debate, the question being put on the amendment, it was adopted.

Clause 21, as amended, carried.



Clause 24 carried.

On Clause 25,

Steve Mahoney moved, -- That Bill C-11, in Clause 25, be amended by replacing lines 9 to 13 on page 12 with the following:

25. (1) The Minister shall, upon request of a foreign national who is inadmissible or who does not meet the requirements of this Act, and may, on the Minister's own initiative, examine the circumstances concerning the foreign national and may grant the foreign national permanent resident status

After debate, the question being put on the amendment, it was adopted.

Clause 25, as amended, carried.

On Clause 26,

Steve Mahoney moved, -- That Bill C-11, in Clause 26, be amended by replacing lines 37 to 39 on page 12 with the following:

may be taken into account;

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 26, be amended by replacing line 42 on page 12 with the following:

class, on permanent residents and foreign nationals; and

After debate, the question being put on the amendment, it was adopted.

Clause 26, as amended, carried.

Clause 27 carried.

On Clause 28,

Inky Mark moved, -- That Bill C-11, in Clause 28, be amended by replacing lines 6 to 41 on page 13 lines 1 to 5 on page 14 with the following:

"28. (1) A permanent resident must comply with a residency obligation with respect to every ten-year period.

(2) The following provisions govern the residency obligation under subsection (1):

- a. a permanent resident complies with the residency obligation with respect to a ten-year period if, on each of a total of at least 730 days in that ten-year period, they are physically present in Canada,

(ii) outside Canada accompanying a Canadian citizen who is their spouse or common-law partner

or, in the case of a child, their parent,

(iii) outside Canada employed on a full-time basis by a Canadian business or in the public service of Canada or of a province,

(iv) outside Canada accompanying a permanent resident who is their spouse or common-law partner or, in the case of a child, their parent and who is employed on a full-time basis by a Canadian business or in the public service of Canada or of a province, or

(v) referred to in regulations providing for other means of compliance;

b. it is sufficient for a foreign national to demonstrate at examination

- i. if they have been a permanent resident for less than ten years, that they will be able to meet the residency obligation in respect of the ten-year period immediately after they became a permanent resident;
- ii. (ii) if they have been a permanent resident for ten years or more, that they have met the residency obligation in respect of the ten-year period immediately before the examination; and"

After debate, the question being put on the amendment, it was negatived.

John Herron moved, -- That Bill C-11, in Clause 28, be amended by replacing line 14 on page 13 with the following:

"least 365 days in that five-year period, they"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 28, be amended by replacing line 34 on page 13 with the following:

(b) it is sufficient for a permanent resident to

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 28, be amended by replacing line 8 on page 14 with the following:

ations relating to a permanent resident, taking

After debate, the question being put on the amendment, it was adopted.

Clause 28, as amended, carried.

On Clause 30,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 30, be amended by replacing, in the French version, line 17 on page 14 with the following:

"ne peut exercer un travail au"

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 30, be amended by replacing lines 26 and 27 on page 14 with the following:

30. (1) A foreign national may not work or study in

After debate, the question being put on the amendment, it was adopted.

Inky Mark moved, -- That Bill C-11, in Clause 30, be amended by replacing, in the English version, line 30 on page 14 with the following:

"(2) Every minor child in Canada, other than a"

After debate, the question being put on the amendment, it was adopted.

Clause 30, as amended, carried.

On Clause 31,

John Herron moved, -- That Bill C-11, in Clause 31, be amended by replacing lines 34 and 35 on page 14 with the following:

"31. (1) A permanent resident and a protected person shall be provided with a"

After debate, the question being put on the amendment, it was adopted.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 31, be amended by replacing lines 34 to 36 on page 14 with the following:

"31. (1) A permanent resident and a protected person shall be provided with a status document that may be used as a travel document."

After debate, the question being put on the amendment, it was negated.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 31, be amended by replacing lines 34 to 42 on page 14 and lines 1 to 20 on page 15 with the following:

"31. (1) A permanent resident, a Convention refugee and a protected person shall, immediately after their status is established, be provided with a document indicating that status and a travel document.

(2) A permanent resident, Convention refugee or protected person who is outside Canada and who is not in possession of a status document shall be issued a travel document immediately following confirmation of their status."

After debate, the question being put on the amendment, it was negated.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 31, be amended by replacing lines 37 to 42 on page 14 and lines 1 to 5 on page 15 with the following:



"(2) For the purposes of this Act, unless an officer determines otherwise, a foreign national in possession of a status document is presumed to have the status indicated in that document."

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 31, be amended by replacing lines 38 to 42 on page 14 and lines 1 to 5 on page 15 with the following:

"officer determines otherwise, a foreign national in possession of a status document referred to in subsection (1) is presumed to have the status indicated."

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 31, be amended

a. by replacing line 39 on page 14 with the following:

(a) a person in possession of a

(b) by replacing line 1 on page 15 with the following:

(b) a person who is outside Canada

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 31, be amended by replacing lines 1 to 20 on page 15 with the following:

"(b) a person outside Canada who is not a Canadian citizen and who does not present a status document indicating permanent resident status, Convention refugee status or protected person status, as the case may be, is presumed not to have the status claimed.

(3) A permanent resident, Convention refugee or protected person who is outside Canada and who is not in possession of a status document shall, following confirmation of their status, be issued a travel document."

After debate, the question being put on the amendment, it was negatived.

Clause 31, as amended, carried.

On Clause 32,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 32, be amended by replacing line 21 on page 15 with the following:

"32. (1) Subject to subsection (2), the regulations may provide for any"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 32, be amended by replacing line 38 on page 15 with the following:

or by class, on permanent residents and foreign nationals, including

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 32, be amended by adding after line 45 on page 15 the following:

"(2) The regulations may not require persons other than Canadian citizens who enter Canada in order to provide domestic or caregiver services to live in the employer's household. These persons must be granted permanent resident status on their arrival in Canada."

After debate, the question being put on the amendment, it was negatived.

Clause 32, as amended, carried.

On Clause 34,

Steve Mahoney moved, -- That Bill C-11, in Clause 34, be amended by replacing, in the English line 7 on page 16 with the following:

34. (1) A permanent resident or a foreign national is inadmissible on

After debate, the question being put on the amendment, it was adopted.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 34, be amended by replacing line 14 on page 16 with the following:

"by force of any democratically elected government;"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 34, be amended by replacing line 26 on page 16 with the following:

a permanent resident or a foreign national who satisfies the Minister

After debate, the question being put on the amendment, it was adopted.

Clause 34, as amended, carried.

On Clause 35,

Steve Mahoney moved, -- That Bill C-11, in Clause 35, be amended by replacing, in the English line 29 on page 16 with the following:

35. (1) A permanent resident or a foreign national is inadmissible on

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 35, be amended by replacing lines 3 to 11 on page



17 with the following:

(c) being a person, other than a permanent resident, whose entry into or stay in Canada is restricted pursuant to a decision, resolution or measure of an international organization of states or association of states, of which Canada is a member, that imposes sanctions on a country against which Canada has imposed or has agreed to impose sanctions in concert with that organization or association.

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 35, be amended by replacing line 13 on page 17 with the following:

the case of a permanent resident or a foreign national who satisfies the

After debate, the question being put on the amendment, it was adopted.

Clause 35, as amended, carried.

On Clause 36,

Steve Mahoney moved, -- That Bill C-11, in Clause 36, be amended by replacing, in the English line 16 on page 17 with the following:

36. (1) A permanent resident or a foreign national is inadmissible on

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 36, be amended by replacing, in the English lines 38 and 39 on page 17 with the following:

(2) A foreign national is inadmissible on grounds of

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 36, be amended by replacing line 32 on page 18 with the following:

permanent resident or foreign national who, after the prescribed

After debate, the question being put on the amendment, it was adopted.

Clause 36, as amended, carried.

On Clause 37,

Steve Mahoney moved, -- That Bill C-11, in Clause 37, be amended by replacing, in the English line 46 on page 18 with the following:

37. (1) A permanent resident or a foreign national is inadmissible on

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 37, be amended

- a. by replacing line 21 on page 19 with the following
- b. of a permanent resident or a foreign national who satisfies the

(b) by replacing line 27 on page 19 with the following:  
only of the fact that the permanent resident or foreign national

After debate, the question being put on the amendment, it was adopted.

Clause 37, as amended, carried.

On Clause 38,

Steve Mahoney moved, -- That Bill C-11, in Clause 38, be amended by replacing, in the English lines 31 and 32 on page 19 with the following

38. (1) A foreign national is inadmissible on health

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 38, be amended by replacing lines 33 to 45 on page 19 and lines 1 to 8 on page 20 with the following:

"grounds if their health condition is likely to be a danger to public health or public safety."

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 38, be amended by deleting lines 40 to 45 on page 19 and lines 1 to 8 on page 20.

After debate, the question being put on the amendment, it was negatived.

Clause 38, as amended, carried.

On Clause 39,

Steve Mahoney moved, -- That Bill C-11, in Clause 39, be amended by replacing lines 9 and 10 on page 20 with the following:

39. A foreign national is inadmissible for financial

After debate, the question being put on the amendment, it was adopted.

Clause 39, as amended, carried.

On Clause 40,

Steve Mahoney moved, -- That Bill C-11, in Clause 40, be amended by replacing, in the English line 18 on page 20 with the following:

40. (1) A permanent resident or a foreign national is inadmissible

After debate, the question being put on the amendment, it was adopted.

John Herron moved, -- That Bill C-11, in Clause 40, be amended by replacing lines 20 to 24 on page 20 with the following:

"(a) for directly or indirectly misrepresenting material facts relating to a matter in the course of any application under this Act;"

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 40, be amended by replacing lines 21 to 24 on page 20 with the following:

"ing material facts relating to a relevant matter in an application made under this Act;"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 40, be amended by replacing lines 21 to 24 on page 20 with the following:

"ing material facts relating to a relevant matter in the course of any application under this Act, unless the Board determines, on the basis of humanitarian considerations, that the misrepresentation was justified in the circumstances;"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 40, be amended by replacing, in the English lines 29 and 30 on page 20 with the following:

decision to allow the claim for refugee protection by the permanent resident or the foreign national; or

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 40, be amended by replacing line 37 on page 20 with the following:

"(a) the person who is not a Canadian citizen, whose misrepresentation is in respect of the falsification of the identity or relationship of a sponsored family class applicant, or of their own identity or their relationship with that applicant, continues to be"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 40, be amended by replacing line 37 on page 20 with the following:

(a) the permanent resident or the foreign national continues to be

After debate, the question being put on the amendment, it was adopted.

Clause 40, as amended, carried.

On Clause 41,

Steve Mahoney moved, -- That Bill C-11, in Clause 41, be amended by replacing lines 4 to 7 on page 21 with the following:

41. A person is inadmissible for failing to comply with this Act

(a) in the case of a foreign national, through an act or omission which

After debate, the question being put on the amendment, it was adopted.

Clause 41, as amended, carried.

On Clause 42,

Steve Mahoney moved, -- That Bill C-11, in Clause 42, be amended by replacing lines 13 and 14 on page 21 with the following:

42. A foreign national, other than a protected person, is inadmissible on grounds of an

After debate, the question being put on the amendment, it was adopted.

Clause 42, as amended, carried.

On Clause 43,

Steve Mahoney moved, -- That Bill C-11, in Clause 43, be amended by replacing line 27 on page 21 with the following:

stances in which a class of permanent residents or foreign nationals is

After debate, the question being put on the amendment, it was adopted.

Clause 43, as amended, carried.

On Clause 44,

Steve Mahoney moved, -- That Bill C-11, in Clause 44, be amended by replacing line 31 on page 21 with the following:

a permanent resident or a foreign national who is in Canada is

After debate, the question being put on the amendment, it was adopted.



John McCallum moved, -- That Bill C-11, in Clause 44, be amended by replacing lines 35 to 41 on page 21 with the following:

(2) If the Minister is of the opinion that the report is well-founded, the Minister may refer the report to the Immigration Division for an admissibility hearing, except in the case of a permanent resident who is inadmissible solely on the grounds that they have failed to comply with the residency obligation under section 28 and except, in the circumstances prescribed by the regulations, in the case of a foreign national. In those cases, the Minister may make a removal order.

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 44, be amended by replacing lines 2 to 4 on page 22 with the following:

Steve Mahoney may impose any conditions, including the payment of a deposit or the posting of a guarantee for compliance with the conditions, that the officer or the Division considers necessary on a permanent resident or a foreign national who is the subject of a report, an

After debate, the question being put on the amendment, it was adopted.

Clause 44, as amended, carried.

On Clause 45,

Steve Mahoney moved, -- That Bill C-11, in Clause 45, be amended by replacing line 19 on page 22 with the following:

(c) authorize a permanent resident or a foreign national, with or

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 45, be amended by replacing lines 27 and 28 on page 22 with the following:

who has been authorized to enter Canada or a permanent resident, if it is satisfied that the foreign national or the permanent resident is

After debate, the question being put on the amendment, it was adopted.

Clause 45, as amended, carried.

On Clause 46,

Steve Mahoney moved, -- That Bill C-11, in Clause 46, be amended by replacing, in the English line 30 on page 22 with the following:

46. (1) A person loses permanent

After debate, the question being put on the amendment, it was adopted.



Clause 46, as amended, carried.

On Clause 49,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 49, be amended by replacing line 1 on page 24 with the following:

"(c) 60 days after notification that the claim"

After debate, the question being put on the amendment, it was negatived.

Clause 49, carried.

Clause 50 carried.

Clause 51 carried.

On Clause 53,

Steve Mahoney moved, -- That Bill C-11, in Clause 53, be amended

- a. by replacing line 44 on page 24 with the following:
- b. class, on permanent residents and foreign nationals;
- c. by replacing line 3 on page 25 with the following:

permanent resident or a foreign national;

(c) by replacing line 13 on page 25 with the following:

Records Act on the status of permanent residents and foreign nation-

After debate, the question being put on the amendment, it was adopted.

Clause 53, as amended, carried.

At 7:30 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 26**

**Wednesday, May 16, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Mark Davidson, Deputy Director, Economic Policy and Programs;

Daniel Therrien, General Counsel, Legal Services;

Elizabeth Tromp, Director General, Enforcement Branch;

Gerry Van Kessel, Director General, Refugees.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 26

Wednesday, May 16, 2001

The Standing Committee on Citizenship and Immigration met at 3:36 p.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, Gurmant Grewal, John Herron, Steve Mahoney, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Members present:* Mark Eyking for Jean Augustine, Rodger Cuzner for Gurbax Malhi, John Richardson for Anita Neville, Andy Savoy for Jean Augustine, Dominic LeBlanc for Gurbax Malhi.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Gerry Van Kessel, Director General, Refugees; Dick Graham, Acting Director, Legislative Review, Enforcement; Jennifer Lutfallah, Senior advisor, Asylum Refugees Branch.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The Committee resumed Clause-by-Clause consideration of the Bill.

On Clause 55,

John Herron moved, -- That Bill C-11, in Clause 55, be amended

(a) by replacing lines 22 to 29 on page 25 with the following:

"55. (1) A Deputy Minister or senior immigration officer may issue a warrant for the arrest and detention of a foreign national where a port of entry examination or hearing before the Immigration Division is to be held, or a removal order or conditional removal order has been made with respect to the person, and who the Deputy Minister or the officer has reasonable grounds to believe is a danger to the public or would not appear for examination, an admissibility hearing or removal from Canada.

(2) A Deputy Minister or senior immigration officer may, without a warrant, arrest"

(b) by replacing lines 32 to 37 on page 25 with the following:

"(a) who the Deputy Minister or senior immigration officer has reasonable grounds to believe is a danger to the public or would not appear for examination, an admissibility hearing or removal from Canada; or

(b) if the Deputy Minister or senior immigration officer is not satisfied of the"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 55, be amended by replacing line 23 on page 25 with the following:

the arrest and detention of a permanent resident or a foreign national

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 55, be amended by replacing lines 30 and 31 on page 25 with the following:

and detain a foreign national, other than a protected person,

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 55, be amended by replacing lines 35 and 36 on page 25 with the following:

examination, an admissibility hearing, removal from Canada, or at a proceeding that could lead to the making of a removal order by the Minister under subsection 44(2); or

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 55, be amended by deleting lines 40 and 41 on page 25 and lines 1 to 6 on page 26.

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 55, be amended

(a) by replacing line 40 on page 25 with the following:

(3) A permanent resident or a foreign national may, on entry into

(b) by replacing line 4 on page 26 with the following:

the permanent resident or the foreign national is inadmissible on

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 55, be amended by replacing line 7 on page 26 with



the following:

(4) If a permanent resident or a foreign national is taken into

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 55, be amended by adding after line 9 on page 26 the following:

"(5) An officer shall not detain a person who is not a Canadian citizen for a term of greater than six months."

After debate, the question being put on the amendment, it was negatived.

Clause 55, as amended, carried.

On Clause 56,

Steve Mahoney moved, -- That Bill C-11, in Clause 56, be amended by replacing line 11 on page 26 with the following:

detention of a permanent resident or a foreign national before the first

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 56, be amended by replacing line 14 on page 26 with the following:

for the detention no longer exist. The officer may impose any conditions, including the payment of a deposit or the posting of a guarantee for compliance with the conditions, that the officer considers necessary.

After debate, the question being put on the amendment, it was adopted.

Clause 56, as amended, carried.

On Clause 57

Steve Mahoney moved, -- That Bill C-11, in Clause 57, be amended by replacing, in the English line 15 on page 26 with the following:

Review of detention

57. (1) Within 48 hours after a permanent resident or a foreign

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 57, be amended by replacing line 27 on page 26 with the following:

an officer shall bring the permanent resident or the foreign national

After debate, the question being put on the amendment, it was adopted.

Clause 57, as amended, carried.

On Clause 58,

Steve Mahoney moved, -- That Bill C-11, in Clause 58, be amended

a. by replacing line 31 on page 26 with the following:

order the release of a permanent resident or a foreign national unless

(b) by replacing lines 43 and 44 on page 26 with the following:

(d) the Minister is of the opinion that the identity of the foreign national has not been, but may be, estab-

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 58, be amended by replacing lines 36 and 37 on page 26 with the following:

tion, an admissibility hearing, removal from Canada, or at a proceeding that could lead to the making of a removal order by the Minister under subsection 44(2);

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 58, be amended by deleting lines 43 to 47 on page 26 and lines 1 and 2 on page 27.

After debate, the question being put on the amendment, it was negatived.

Anita Neville moved, -- That Bill C-11, in Clause 58, be amended by replacing lines 4 to 7 on page 27 with the following:

the detention of a permanent resident or a foreign national if it is satisfied that the permanent resident or the foreign national is the subject of an examination or an admissibility hearing or is subject to a removal order and that the permanent resident or the foreign national is

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 58, be amended by adding after line 10 on page 27 the following:

(3) If the Immigration Division orders the release of a permanent resident or a foreign national, it may impose any conditions that it considers necessary, including the payment of a deposit or the posting of a guarantee for compliance with the conditions.

After debate, the question being put on the amendment, it was adopted.

Clause 58, as amended, carried.

On Clause 59,

Steve Mahoney moved, -- That Bill C-11, in Clause 59, be amended by replacing line 13 on page 27 with the following:

permanent resident or a foreign national who is detained under another

After debate, the question being put on the amendment, it was adopted.

Clause 59, as amended, carried.

On Clause 60,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 60, be amended by replacing lines 18 to 22 on page 27 with the following:

"60. For the purposes of this Division, a minor child shall not be detained."

After debate, the question being put on the amendment, it was negatived.

John Herron moved, -- That Bill C-11, in Clause 60, be amended by replacing lines 21 and 22 on page 27 with the following:

"and if a child under the age of eighteen is detained, that child shall be detained in accordance with the *United Nations Convention on the Rights of the Child*."

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 60, be amended by replacing line 22 on page 27 with the following:

"grounds and criteria including the best interests of the child."

After debate, the question being put on the amendment, it was adopted.

Clause 60, as amended, carried.

On Clause 63,

John Herron moved, -- That Bill C-11, in Clause 63, be amended by replacing line 41 on page 27 with the following:

"foreign national a permanent resident visa on the grounds that

(a) the person who has filed the application does not meet the requirements of the regulations respecting persons who sponsor applications for landing; or

(b) the member of the family class does not meet the requirements of this Act."

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 63, be amended by replacing line 11 on page 28 with the following:

(4) A permanent resident may appeal to the

After debate, the question being put on the amendment, it was adopted.

Clause 63, as amended, carried.

On Clause 64,

Inky Mark moved, -- That Bill C-11, in Clause 64, be amended by replacing lines 19 to 30 on page 28 with the following:

"64. No appeal may be made under subsec--"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 64, be amended by replacing lines 20 and 21 on page 28 with the following:

Immigration Appeal Division by a foreign national or their sponsor or by a permanent resident if the foreign national or permanent resident

After debate, the question being put on the amendment, it was adopted.

John Herron moved, -- That Bill C-11, in Clause 64, be amended by adding after line 35 on page 28 the following:

"(4) Subsection (1) does not apply to permanent residents who have maintained permanent resident status for five years before being reported under section 44."

After debate, the question being put on the amendment, it was negatived.

Clause 64, as amended, carried.

On Clause 67,

Steve Mahoney moved, -- That Bill C-11, in Clause 67, be amended by replacing, in the English line 21 on page 29 with the following:

passionate considerations warrant special relief in

After debate, the question being put on the amendment, it was adopted.

Clause 67, as amended, carried.



On Clause 68,

Steve Mahoney moved, -- That Bill C-11, in Clause 68, be amended by replacing lines 8 to 11 on page 30 with the following:

stayed a removal order against a permanent resident or a foreign national who was found inadmissible on grounds of serious criminality or criminality, and they are convicted of

After debate, the question being put on the amendment, it was adopted.

Clause 68, as amended, carried.

On Clause 69,

Steve Mahoney moved, -- That Bill C-11, in Clause 69, be amended by replacing line 33 on page 30 with the following:

63(4) and the permanent resident is in Canada, it

After debate, the question being put on the amendment, it was adopted.

Clause 69, as amended, carried.

On Clause 70,

Steve Mahoney moved, -- That Bill C-11, in Clause 70, be amended by replacing line 35 on page 30 with the following:

70. (1) An officer, in examining a permanent resident or a foreign

After debate, the question being put on the amendment, it was adopted.

Inky Mark moved, -- That Bill C-11, in Clause 70, be amended by replacing lines 39 and 40 on page 30 with the following:

"(2) If the Minister commences an application for judicial"

After debate, the question being put on the amendment, it was negated.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 70, be amended by deleting lines 39 to 45 on page 30.

After debate, the question being put on the amendment, it was negated.

Steve Mahoney moved, -- That Bill C-11, in Clause 70, be amended by replacing lines 42 and 43 on page 30 with the following:

Appeal Division with respect to a permanent resident or a foreign national, an examination of the permanent resident or the foreign na-



After debate, the question being put on the amendment, it was adopted.

Clause 70, as amended, carried.

On Clause 72,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 72, be amended by replacing lines 9 to 36 on page 31 with the following:

"or a question raised —; under this Act may be obtained without making an application for leave to the Court."

After debate, the question being put on the amendment, it was negated.

Inky Mark moved, -- That Bill C-11, in Clause 72, be amended by replacing lines 10 and 11 on page 31 with the following:

"commenced by making an application to the Court."

After debate, the question being put on the amendment, it was negated.

Steve Mahoney moved, -- That Bill C-11, in Clause 72, be amended by replacing line 17 on page 31 with the following:

(b) subject to paragraph 169(f), notice of the application shall be served

After debate, the question being put on the amendment, it was adopted.

Clause 72, as amended, carried.

On Clause 73,

Inky Mark moved, -- That Bill C-11, in Clause 73, be amended by replacing line 38 on page 31 with the following:

"for"

After debate, the question being put on the amendment, it was negated.

Clause 73, carried.

On Clause 74,

Inky Mark moved, -- That Bill C-11, in Clause 74, be amended by replacing lines 1 to 6 on page 32 with the following:

a. the judge shall fix the day and place for the hearing of the application;

(b) the hearing shall be no sooner than 30 days and no later than 90 days after the application was made,

unless the parties agree to an"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 74, be amended by replacing lines 1 to 10 on page 32 with the following:

"(a) the judge shall dispose of the application in a summary way and shall hold a hearing without delay; and

(b) an appeal to the Federal Court of Appeal"

After debate, the question being put on the amendment, it was negatived.

Clause 74, carried.

On Clause 75,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 75, be amended by replacing lines 18 to 20 on page 32 with the following:

"practice and procedure for judicial review and for"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 75, be amended by replacing lines 19 and 20 on page 32 with the following:

"tions for judicial review and for"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 75, be amended by replacing lines 19 to 21 on page 32 with the following:

"tions for judicial review and for appeals. These rules shall take into account international obligations with respect to providing court protection for fundamental rights and are binding despite any rule"

After debate, the question being put on the amendment, it was negatived.

Clause 75, carried.

On Clause 76,

Steve Mahoney moved, -- That Bill C-11, in Clause 76, be amended by replacing lines 36 to 39 on page 32 with the following:

"judge" means the Associate Chief Justice of the Federal Court or a judge of the Trial Division of that Court designated by the Associate Chief Justice.

After debate, the question being put on the amendment, it was adopted.

Clause 76, as amended, carried.

On Clause 77,

John Herron moved, -- That Bill C-11, in Clause 77, be amended by replacing, in the English version, line 2 on page 33 with the following:

"General of Canada shall sign a certificate"

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 77, be amended by replacing line 3 on page 33 with the following:

stating that a permanent resident or a foreign national is inadmissible

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 77, be amended by replacing, in the French version, line 10 on page 33 with the following:

visant le résident permanent ou l'étranger au titre de la présente loi tant

After debate, the question being put on the amendment, it was adopted.

Clause 77, as amended, carried.

On Clause 78,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 78, be amended by deleting lines 26 to 29 on page 33.

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 78, be amended by replacing line 34 on page 33 with the following:

(e) on each request of the Minister or the

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 78, be amended

(a) by replacing line 38 on page 33 with the following:

evidence in the absence of the permanent resident or the foreign

(b) by replacing lines 14 to 17 on page 34 with the following:

(h) the judge shall provide the permanent resident or the foreign national with a summary of the information or evidence that enables them to be reasonably informed of the circum-

(c) by replacing line 23 on page 34 with the following:

(i) the judge shall provide the permanent resident or the foreign

After debate, the question being put on the amendment, it was adopted.

Clause 78, as amended, carried.

On Clause 79,

Steve Mahoney moved, -- That Bill C-11, in Clause 79, be amended by replacing line 31 on page 34 with the following:

79. (1) On the request of the Minister, the permanent resident or the foreign national, a

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 79, be amended by replacing line 39 on page 34 with the following:

of the decision to the permanent resident or the foreign national and to the

After debate, the question being put on the amendment, it was adopted.

Clause 79, as amended, carried.

On Clause 80,

Steve Mahoney moved, -- That Bill C-11, in Clause 80, be amended by replacing, in the English line 45 on page 34 with the following:

80. (1) The judge shall, on the basis of the

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 80, be amended by adding after line 49 on page 34 the following:

"(1.1) Upon determining that the certificate is reasonable, the judge shall provide the person named in the certificate with a reasonable opportunity to present evidence and to be heard with respect to whether, in the circumstances of the case, it would not be detrimental to the national interest to allow the continuation of the person's permanent resident status."

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 80, be amended by replacing line 9 on page 35



with the following:

"(3) Subject to subsection (4), the determination of the judge is final"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 80, be amended by adding after line 11 on page 35 the following:

"(4) A foreign national may appeal a determination in respect of a certificate that is signed on grounds of security to the Federal Court of Appeal."

After debate, the question being put on the amendment, it was negatived.

Clause 80, as amended, carried.

On Clause 81,

Steve Mahoney moved, -- That Bill C-11, in Clause 81, be amended

(a) by replacing line 14 on page 35 with the following:

(a) it is conclusive proof that the permanent resident or the foreign

(b) by replacing line 21 on page 35 with the following:

(c) the person named in it may not

After debate, the question being put on the amendment, it was adopted.

Clause 81, as amended, carried.

On Clause 82,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 82, be amended by deleting lines 33 to 36 on page 35.

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 82, be amended by replacing lines 33 and 34 on page 35 with the following:

(2) A foreign national who is named in a certificate

After debate, the question being put on the amendment, it was adopted.

Clause 82, as amended, carried.

Clause 83, carried.



On Clause 84,

Steve Mahoney moved, -- That Bill C-11, in Clause 84, be amended by replacing line 14 on page 36 with the following:

a permanent resident or a foreign national, order their

After debate, the question being put on the amendment, it was adopted.

Clause 84, as amended, carried.

Clause 89, carried.

On Clause 90,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 90, be amended by replacing lines 33 to 36 on page 37 with the following:

"ber Cards."

After debate, the question being put on the amendment, it was negatived.

Clause 90, carried.

On Clause 92,

Steve Mahoney moved, -- That Bill C-11, in Clause 92, be amended by replacing, in the French version, line 27 on page 38 with the following:

document valeur de règlement au sens de la Loi sur les textes réglementaires.

After debate, the question being put on the amendment, it was adopted.

Clause 92, as amended, carried.

On Clause 93,

Steve Mahoney moved, -- That Bill C-11, in Clause 93, be amended by replacing lines 30 and 31 on page 38 with the following:

93. Instructions given by the Minister under this Act and guidelines issued by the Chairperson under paragraph 159(1)(h) are not statutory instruments for the purposes of the

After debate, the question being put on the amendment, it was adopted.

Clause 93, as amended, carried.

On Clause 94,

Steve Mahoney moved, -- That Bill C-11, in Clause 94, be amended

a) by adding after line 10 on page 39 the following:

(b.1) in respect of Canada, the linguistic profile of foreign nationals who became permanent residents;

b) by replacing lines 22 to 24 on page 39 with the following:

any;

(e) the number of persons granted permanent resident status under subsection 25(1); and

(f) a gender-based analysis of the impact of this Act.

After debate, the question being put on the amendment, it was adopted.

Madeleine Dalphond-Guiral moved, -- That Bill C-11 be amended by adding after line 24 on page 39 the following new clause:

"94.1 Within 90 days after the tabling of the report referred to in subsection 94(1), the Standing Committee of the House of Commons on Citizenship and Immigration shall hold public hearings in connection with the application of this Act."

After debate, the question being put on the amendment, it was negatived.

Clause 94, as amended, carried.

On Clause 95,

Steve Mahoney moved, -- That Bill C-11, in Clause 95, be amended

(a) by replacing lines 26 and 27 on page 39 with the following:

a person when

(a) the person has been deter-

(b) by replacing lines 34 to 37 on page 39 with the following:

(b) the Board determines the person to be a Convention refugee or a person in need of protection; or

(c) except in the case of a person

(c) by replacing line 1 on page 40 with the following:

(2) A protected person is a person

After debate, the question being put on the amendment, it was adopted.

Clause 95, as amended, carried.

On Clause 96,

Steve Mahoney moved, -- That Bill C-11, in Clause 96, be amended by replacing, in the French version, lines 6 to 16 on page 40 with the following:

Convention - le réfugié - la personne qui, craignant avec raison d'être persécutée du fait de sa race, de sa religion, de sa nationalité, de son appartenance à un groupe social ou de ses opinions politiques :

a) soit se trouve hors de tout pays dont elle a la nationalité et ne peut ou, du fait de cette crainte, ne veut se réclamer de la protection de chacun de ces pays;

b) soit, si elle n'a pas de nationalité et se trouve hors du pays dans lequel elle avait sa résiden-

After debate, the question being put on the amendment, it was adopted.

John Herron moved, -- That Bill C-11, in Clause 96, be amended by replacing lines 10 and 11 on page 40 with the following:

"membership in a particular social group, political opinion, sexual orientation or gender,"

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 96, be amended by replacing lines 10 and 11 on page 40 with the following:

"membership in a particular social group, political opinion, sex or sexual orientation,"

After debate, the question being put on the amendment, it was negatived.

Clause 96, as amended, carried.

On Clause 97,

Steve Mahoney moved, -- That Bill C-11, in Clause 97, be amended

(a) by replacing line 21 on page 40 with the following:

person in Canada whose removal to

(b) by replacing line 32 on page 40 with the following:

(i) the person is unable or,

(c) by replacing lines 35 and 36 on page 40 with the following:

(ii) the risk would be faced by the person in every part of that country and

(d) by replacing lines 1 to 4 on page 41 with the following:

(2) A person in Canada who is a member of a class of persons prescribed by the regulations as being in

need of protection is also a person in need of protection.

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 97, be amended by deleting lines 35 to 38 on page 40.

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 97, be amended by replacing, in the French version, line 38 on page 40 with the following:

(iii) la menace ou le risque ne résulte pas de

After debate, the question being put on the amendment, it was adopted.

Clause 97, as amended, carried.

On Clause 98,

Steve Mahoney moved, -- That Bill C-11, in Clause 98, be amended by replacing, in the French version, line 6 on page 41 with the following:

98. La personne visée aux sections E ou F de

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 98, be amended by replacing line 8 on page 41 with the following:

"protection, unless that person has been found to be a person at risk of torture as defined by the Convention Against Torture."

After debate, the question being put on the amendment, it was negatived.

Clause 98, as amended, carried.

On Clause 99,

Steve Mahoney moved, -- That Bill C-11, in Clause 99, be amended

(a) by replacing line 12 on page 41 with the following:

a person outside Canada must be

(b) by replacing line 17 on page 41 with the following:

a person inside Canada must be made

After debate, the question being put on the amendment, it was adopted.



Clause 99, as amended, carried.

On Clause 100,

Steve Mahoney moved, -- That Bill C-11, in Clause 100, be amended by replacing, in the French version, line 24 on page 41 with the following:

100. (1) Dans les trois jours ouvrables suivant la

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 100, be amended

(a) by replacing, in the English version, line 32 on page 41 with the following:

of the eligibility of the person's

(b) by replacing, in the English version, line 36 on page 41 with the following:

whether the person is inadmissible

After debate, the question being put on the amendment, it was adopted.

Clause 100, as amended, carried.

On Clause 101,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 101, be amended by deleting lines 24 to 29 on page 42.

After debate, the question being put on the amendment, it was negatived.

John Herron moved, -- That Bill C-11, in Clause 101, be amended by adding after line 42 on page 42 the following:

"(1.1) A claimant for refugee protection is entitled to have a second determination made by the Refugee Protection Division where the circumstances of the claimant have changed or where there have been particular circumstances that have prevented some of the evidence from being adduced during the first determination."

After debate, the question being put on the amendment, it was negatived on the following division.

**YEAS:** Inky Mark, Lynne Yelich, Madeleine Dalphond-Guiral, Judy Wasylycia-Leis, John Herron (5).

**NAYS:** Mark Assad, John McCallum, Steve Mahoney, Jerry Pickard, Yolande Thibeault (5).

And the result of the vote having been announced YEAS 5, NAYS 5 whereupon the Chair voted in the negative.

Steve Mahoney moved, -- That Bill C-11, in Clause 101, be amended by replacing line 42 on page 42



with the following:

criminality or organized criminality, except for persons who are inadmissible solely on the grounds of paragraph 35(1)(c).

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 101, be amended by replacing line 8 on page 43 with the following:

ter is of the opinion that the person

After debate, the question being put on the amendment, it was adopted.

Clause 101, as amended, carried on division.

On Clause 104,

Steve Mahoney moved, -- That Bill C-11, in Clause 104, be amended by replacing lines 27 to 29 on page 44 with the following:

claim that is before the Refugee Protection Division or, in the case of paragraph (d), that is before or has been determined by the Refugee Protection Division or the Refugee Appeal Division, give

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 104, be amended by replacing lines 4 to 13 on page 45 with the following:

the claim; and

(b) if given under paragraph (1)(d), it

After debate, the question being put on the amendment, it was adopted.

Clause 104, as amended, carried.

On Clause 105,

Steve Mahoney moved, -- That Bill C-11, in Clause 105, be amended

(a) by replacing line 21 on page 45 with the following:

matter concerning a person against

(b) by replacing lines 29 to 31 on page 45 with the following:

surrender of the person has been made.

(2) If the person is finally dis-

(c) by replacing line 36 on page 45 with the following:

(3) If the person is ordered surren-

(d) by replacing line 6 on page 46 with the following:

(5) If the person has not made a

(e) by replacing line 9 on page 46 with the following:

person may not do so before the

After debate, the question being put on the amendment, it was adopted.

Clause 105, as amended, carried.

On Clause 106,

Steve Mahoney moved, -- That Bill C-11, in Clause 106, be amended by replacing, in the French version, line 11 on page 46 with the following:

d'identité acceptables, le demandeur ne peut

After debate, the question being put on the amendment, it was adopted.

Clause 106, as amended, carried.

On Clause 107,

Steve Mahoney moved, -- That Bill C-11, in Clause 107, be amended by replacing, in the French version, line 17 on page 46 with the following:

selon que le demandeur a ou non la qualité de

After debate, the question being put on the amendment, it was adopted.

Clause 107, as amended, carried.

On Clause 108,

Steve Mahoney moved, -- That Bill C-11, in Clause 108, be amended

(a) by replacing line 31 on page 46 with the following:

be rejected, and a person is not a

(b) by replacing line 35 on page 46 with the following:

(a) the person has voluntarily

(c) by replacing line 38 on page 46 with the following:

(b) the person has voluntarily

(d) by replacing line 40 on page 46 with the following:

(c) the person has acquired a new

(e) by replacing line 1 on page 47 with the following:

(d) the person has voluntarily

(f) by replacing lines 3 to 5 on page 47 with the following:

the person left or remained outside of and in respect of which the person claimed refugee protection in Cana-

(g) by replacing lines 7 and 8 on page 47 with the following:

(e) the reasons for which the person sought refugee protection have

(h) by replacing line 16 on page 47 with the following:

of the person is deemed to be

(i) by replacing line 19 on page 47 with the following:

person who establishes that there are

After debate, the question being put on the amendment, it was adopted.

Clause 108, as amended, carried.

On Clause 109,

Steve Mahoney moved, -- That Bill C-11, in Clause 109, be amended by replacing, in the English version, line 39 on page 47 with the following:

of the person is deemed to be rejected

After debate, the question being put on the amendment, it was adopted.

Clause 109, as amended, carried.

On Clause 110,

Steve Mahoney moved, -- That Bill C-11, in Clause 110, be amended

(a) by replacing line 1 on page 48 with the following:

110. (1) A person or the Minister

(b) by replacing line 7 on page 48 with the following:

person's claim for refugee protec-

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 110, be amended by replacing line 8 on page 48 with the following:

tion, or a decision of the Refugee Protection Division rejecting an application by the Minister for a determination that refugee protection has ceased or an application by the Minister to vacate a decision to allow a claim for refugee protection.

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 110, be amended by deleting lines 9 to 11 on page 48.

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 110, be amended by replacing lines 13 to 15 on page 48 with the following:

"proceed by hearing the parties and by examining the record of the proceedings of the Refugee Protection Division, and may also accept written"

After debate, the question being put on the amendment, it was negatived.

John Herron moved, -- That Bill C-11, in Clause 110, be amended by replacing lines 13 to 15 on page 48 with the following:

"proceed with a hearing, using the record of the proceedings of the Refugee Protection Division, and may accept"

After debate, the question being put on the amendment, it was negatived.

John Herron moved, -- That Bill C-11, in Clause 110, be amended by replacing lines 13 to 16 on page 48 with the following:

"proceed with a hearing where new evidence may be introduced, the record of the proceedings of the Refugee Protection Division is used, and submissions may be made by the Minister, the person"

After debate, the question being put on the amendment, it was negatived.

Clause 110, as amended, carried.

On Clause 112,



Steve Mahoney moved, -- That Bill C-11, in Clause 112, be amended by replacing line 40 on page 48 with the following:

112. (1) A person in Canada, other than a person referred to in subsection 115(1), may,

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 112, be amended

(a) by replacing lines 6 and 7 on page 49 with the following:

(2) Despite subsection (1), a person may not apply for protection if

(b) by replacing line 14 on page 49 with the following:

(c) in the case of a person who has

(c) by replacing lines 27 and 28 on page 49 with the following:

an application for protection if the person

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11 be amended by deleting lines 14 to 17 on page 49.

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11 be amended by replacing lines 13 to 16 on page 49 with the following:

"paragraph 101 (1)(e) to be ineligible; or

(c) in the case of a foreign national who has"

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 112, be amended by deleting lines 18 to 25 on page 49.

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 112, be amended by replacing line 18 on page 49 with the following:

(d) in the case of a person who has not left Canada since the application for protection was rejected, the prescribed period has not expired; or

(e) in the case of a person who has

After debate, the question being put on the amendment, it was adopted.



Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 112, be amended by replacing line 38 on page 49 with the following:

"Canada that, if committed in Canada, would be punishable by a term of imprisonment of at least 10 years;"

After debate, the question being put on the amendment, it was adopted.

Clause 112, as amended, carried on division.

On Clause 113,

Steve Mahoney moved, -- That Bill C-11 be amended by replacing lines 10 on page 50 with the following:

"(b) a hearing may be held if the"

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 113, be amended by replacing lines 7 and 8 on page 50 with the following:

only new evidence that arose after the rejection or was not reasonably available, or that the applicant could not reasonably have been expected in the circumstances to have presented, at the time of the

After debate, the question being put on the amendment, it was adopted.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 113, be amended by replacing lines 10 to 12 on page 50 with the following:

"(b) a hearing shall be held before the Refugee Appeal Division of the Immigration and Refugee Board;"

After debate, the question being put on the amendment, it was negatived.

Steve Mahoney moved, -- That Bill C-11, in Clause 113, be amended

(a) by replacing, in the English version, line 13 on page 50 with the following:

(c) in the case of an applicant not

(b) by replacing, in the English version, line 17 on page 50 with the following:

(d) in the case of an applicant

After debate, the question being put on the amendment, it was adopted.

moved, -- That Bill C-11, in Clause 113, be amended by replacing lines 26 to 31 on page 50 with the following:

whether the application should be refused because of the nature and severity of acts committed by the

applicant or because of the danger that the applicant constitutes to the security of Canada.

After debate, the question being put on the amendment, it was adopted.

Clause 113, as amended, carried on division.

On Clause 114,

Steve Mahoney moved, -- That Bill C-11, in Clause 114, be amended

(a) by replacing line 34 on page 50 with the following:

(a) in the case of an applicant not

(b) by replacing line 37 on page 50 with the following:

(b) in the case of an applicant

(c) by replacing line 41 on page 50 with the following:

applicant was determined to be in

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 114, be amended by deleting lines 4 to 9 on page 51.

After debate, the question being put on the amendment, it was negatived.

Clause 114, as amended, carried.

On Clause 115,

Steve Mahoney moved, -- That Bill C-11, in Clause 115, be amended

(a) by replacing lines 13 to 16 on page 51 with the following:

115. (1) A protected person or a person who is recognized as a Convention refugee by another country to which the person may be returned shall not be

(b) by replacing line 24 on page 51 with the following:

of a person

(c) by replacing lines 37 to 40 on page 51 with the following:

(3) A person, after a determination under paragraph 101(1)(e) that the person's claim is ineligible, is to be sent to the country from which the person

(d) by replacing line 44 on page 51 with the following:

the person came to Canada has

After debate, the question being put on the amendment, it was adopted.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 115, be amended by deleting lines 23 to 36 on page 51.

After debate, the question being put on the amendment, it was negated.

Steve Mahoney moved, -- That Bill C-11, in Clause 115, be amended by replacing lines 32 to 34 on page 51 with the following:

opinion of the Minister, the person should not be allowed to remain in Canada on the basis of

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 115, be amended by adding after line 45 on page 51 the following:

"(4) Subsection (1) shall apply to a foreign national or protected person who will face risk of torture in their country of return, in contravention of Article 3 of the Convention Against Torture."

After debate, the question being put on the amendment, it was negated.

Clause 115, as amended, carried.

On Clause 116,

Steve Mahoney moved, -- That Bill C-11, in Clause 116, be amended by replacing line 5 on page 52 with the following:

applications for protection and decisions made under section 115, including the establishment of factors to determine whether a hearing is required.

After debate, the question being put on the amendment, it was adopted.

Clause 116, as amended, carried.

At 9:48 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 27**

**Thursday, May 17, 2001**

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**ORDER OF THE DAY:**

Study of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Mark Davidson, Deputy Director, Economic Policy and Programs;

Dick Graham, Acting Director, Legislative Review, Enforcement;

Daniel Therrien, General Counsel, Legal Services;

Gerry Van Kessel, Director General, Refugees.







## MINUTES OF PROCEEDINGS

Meeting No. 27

Thursday, May 17, 2001

The Standing Committee on Citizenship and Immigration met at 9:00 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, John Herron, Steve Mahoney, Inky Mark, John McCallum, Anita Neville, Jerry Pickard, Yolande Thibeault, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Andy Savoy for Jean Augustine.

*In attendance: From the Library of Parliament:* Jay Sinha.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, General Counsel, Legal Services; Elizabeth Tromp, Director General, Enforcement Branch; Mark Davidson, Deputy Director, Economic Policy and Programs; Gerry Van Kessel, Director General, Refugees; Dick Graham, Acting Director, Legislative Review, Enforcement; Jennifer Lutfallah, Senior advisor, Asylum Refugees Branch.

Pursuant to its Order of Reference of Tuesday, February 27, 2001, the Committee resumed consideration of Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger (*See Minutes of Proceedings, Thursday, March 1st, 2001, Meeting No. 2*).

The Committee resumed Clause-by-Clause consideration of the Bill.

On Clause 117,

Steve Mahoney moved, -- That Bill C-11, in Clause 117, be amended by replacing line 7 on page 52 with the following:

nize, induce, aid or abet the coming into Canada of one or more

After debate, the question being put on the amendment, it was adopted.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 117, be amended by adding after line 10 on page 52 the following:

"(1.1) Subsection (1) does not apply to a person acting out of humanitarian consideration."

After debate, the question being put on the amendment, it was negatived.

moved, -- Bill C-11  
Clause 117

Page 52

Steve Mahoney moved by

That Bill C-11, in Clause 117, be amended by

(a) replacing, in the English version, line 12 on page 52 with the following:

(1) with respect to

(b) replacing, in the English version, line 29 on page 52 with the following:

(1) with respect to

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 117, be amended by replacing, in the English version, line 31 on page 52 with the following:

offence and liable on conviction by way of indictment to a fine of not more than

After debate, the question being put on the amendment, it was adopted.

Clause 117, as amended, carried.

On Clause 119,

Steve Mahoney moved, -- That Bill C-11, in Clause 119, be amended by replacing lines 6 and 7 on page 53 with the following:

119. A person shall not disembark a

After debate, the question being put on the amendment, it was adopted.

Clause 119, as amended, carried.

On Clause 121,

Steve Mahoney moved, -- That Bill C-11, in Clause 121, be amended by replacing line 21 on page 53 with the following:

(a) bodily harm or death occurred

After debate, the question being put on the amendment, it was adopted.

Clause 121, as amended, carried.

On Clause 124,

Steve Mahoney moved, -- That Bill C-11, in Clause 124, be amended by replacing lines 4 and 5 on page 55 with the following:

(c) employs a foreign national in a capacity in which

After debate, the question being put on the amendment, it was adopted.

Clause 124, as amended, carried.

On Clause 126,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 126, be amended by replacing lines 31 and 32 on page 55 with the following:

"directly or indirectly misrepresent material facts relating to a relevant matter that"

After debate, the question being put on the amendment, it was negatived.

Clause 126, carried.

On Clause 127,

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 127, be amended by replacing lines 37 to 40 on page 55 with the following:

"(a) directly or indirectly misrepresent material facts at any examination, inquiry or hearing under this Act, or in connection with the admission or application for admission by any person;"

After debate, the question being put on the amendment, it was negatived.

Clause 127, carried.

On Clause 130,

Steve Mahoney moved, -- That Bill C-11, in Clause 130, be amended by replacing lines 21 to 26 on page 57 with the following:

(3) Every person who contravenes subsec-

After debate, the question being put on the amendment, it was adopted.

Clause 130, as amended, carried.

On Clause 133,

Steve Mahoney moved, -- That Bill C-11, in Clause 133, be amended by replacing line 7 on page 58 with the following:



133. A person who has claimed

After debate, the question being put on the amendment, it was adopted.

Clause 133, as amended, carried.

On Clause 142,

Steve Mahoney moved, -- That Bill C-11, in Clause 142, be amended by replacing, in the English version, line 37 on page 60 with the following:

or removal from Canada of any permanent resident or foreign

After debate, the question being put on the amendment, it was adopted.

Clause 142, as amended, carried.

On Clause 148,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 148, be amended by deleting lines 8 to 11 on page 64.

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 148, be amended by replacing lines 18 and 19 on page 64 with the following:

"medical treatment and observation of its crew members whose condition makes this necessary, and of the persons it carries to Canada whom a senior immigration officer directs to be placed under medical observation or medical treatment, when those persons apply for admission to Canada or when their admission to Canada has been denied and they are awaiting repatriation, and they suffer from a physical or mental illness or have been exposed to a contagious disease;"

After debate, the question being put on the amendment, it was negatived.

Judy Wasylycia-Leis moved, -- That Bill C-11, in Clause 148, be amended by adding after line 42 on page 64 the following:

"(3) Subsections (1) and (2) do not apply to:

a. a carrier who brings a person into Canada, if that person is later determined to be a refugee; or

(b) a carrier who unknowingly brings a stowaway into Canada."

After debate, the question being put on the amendment, it was negatived.

Clause 148, carried.

On Clause 149,



Steve Mahoney moved, -- That Bill C-11, in Clause 149, be amended by replacing in the English version line 8 on page 65 with the following:

(b) notice that the information was used

After debate, the question being put on the amendment, it was adopted.

Clause 149, as amended, carried.

Clause 150, carried.

On Clause 153,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 153, be amended by replacing lines 5 to 16 on page 66 with the following:

"(a) are appointed to the Board by the Governor in Council, to hold office during good behaviour for a term of seven years, including a one-year probationary period, subject to removal by the Governor in Council at any time for cause, to serve in a regional or district office of the Board;

(b) shall swear the oath or give the solemn affirmation of office set out in the rules of the Board;"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 153, be amended by replacing lines 7 to 16 on page 66 with the following:

"good behaviour for a term of seven years, including a one-year probation period, subject to removal by the Governor in Council at any time for cause, to serve in a regional or district office of the Board;

(b) shall swear the oath or give the solemn affirmation of office set out in the rules of the Board;"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 153, be amended by replacing lines 15 and 16 on page 66 with the following:

"(c) may only be appointed if they can demonstrate that they have

i. training in

A. law,

B. psychology or psychiatry, or

C. anthropology or other relevant cultural studies, and

(ii) ten years or more of relevant professional or volunteer experience with exiles, migrants or persons in need of a support relationship in either Canada or abroad as part of a non-governmental organisation, an international organisation or a government agency;"

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 153, be amended by replacing lines 15

and 16 on page 66 with the following:

"(c) may be appointed only if they demonstrate that they have

- i. training in law, in psychology or psychiatry, or in anthropology or any other field leading to the acquisition of relevant cultural knowledge, and
- ii. (ii) at least ten years of relevant prior professional or volunteer experience with exiles, immigrants or persons requiring assistance, in Canada or abroad, at the service of a non-governmental or international organization or a government agency;"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 153, be amended by adding after line 16 on page 66 the following:

"(c.1) shall, in the case of the Board members of the Refugee Appeal Division, be members of the bar of any province or territory, or of the Chambre des notaires du Québec, and be able to demonstrate that they have a specific professional experience in refugee law;"

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 153, be amended by adding after line 38 on page 66 the following:

"(1.2) The Refugee Appeal Division is composed of members who hold the professional title of lawyer or notary and have specific professional experience in refugee law."

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 153, be amended by adding after line 15 on page 67 the following:

"(5) The Refugee Protection Division shall be composed of a similar percentage of Board members from each of the three training fields described in clauses (1)(c)(i)(A) to (C)."

After debate, the question being put on the amendment, it was negatived on the following division:

**YEAS:** Inky Mark, Lynne Yelick, Madeleine Dalphond-Guiral, Judy Wasylycia-Leis, John Herron (5).

**NAYS:** Mark Assad, John McCallum, Steve Mahoney, Anita Neville, Jerry Pickard, Andy Savoy, Yolande Thibault (7).

Inky Mark moved, -- That Bill C-11 be amended by adding after line 15 on page 67 the following new clause:

**"153.1** (1) The Board members shall be appointed on the recommendation of a qualified, pluralistic and independent Selection Committee composed of the following members:

- a. a judge of the Federal Court, who shall be the Chairperson of the Selection Committee, to be designated by the Chief Justice of the Federal Court;



- b. the Chairperson of the Immigration and Refugee Board;
- c. the Chairperson of the Canadian Council for Refugees;
- d. a representative of an association of immigration lawyers;
- e. a member of the Canadian Human Rights Commission, to be designated by its Chairperson;
- f. a representative of the Department of Citizenship and Immigration;
- g. a representative of the Department of Foreign Affairs and International Trade; and
- h. a representative of the United Nations High Commissioner for Refugees, designated by its delegate to Canada.

(2) The Selection Committee shall

- a. ensure that each of its members reviews the file of every Board candidate;
- b. establish a "short list" of Board candidates to be interviewed before all of its members, according to a rigorous and reliable evaluation procedure;
- c. make its decisions to recommend a Board candidate by majority; and
- d. establish a list of recommended Board candidates in order of priority and a subsidiary list of recommended Board candidates to be used if a Board candidate resigns.

(3) The Board members shall be appointed from among those persons whose names appear on the lists referred to in paragraph (2)(d), following a selection procedure established by order of the Governor in Council, which order may determine the following:

- a. the publicity to be given to Board membership openings, and the information that public announcements of the openings shall contain;
- b. the procedure to be followed by the Board candidates;
- c. the selection criteria to be used by the Selection Committee;
- d. the information that the Selection Committee may ask a Board candidate to provide; and

(e) the consultations that the Selection Committee may organise."

After debate, the question being put on the amendment, it was negatived on the following division.

**YEAS:** Inky Mark, Lynne Yelick, Madeleine Dalphond-Guiral, Judy Wasylycia-Leis, John Herron (5).

**NAYS:** Mark Assad, John McCallum, Steve Mahoney, Anita Neville, Jerry Pickard, Andy Savoy, Yolande Thibault (7).

Clause 153, carried.

On Clause 159,

Inky Mark moved, -- That Bill C-11, in Clause 159, be amended by replacing line 40 on page 68 with the following:

"undue delay and shall establish specialized training programmes in favour of Board members and promote their participation in those programmes in order to develop their skills and abilities;"

After debate, the question being put on the amendment, it was negatived.

Inky Mark moved, -- That Bill C-11, in Clause 159, be amended by replacing line 47 on page 68 and

lines 1 to 4 on page 69 with the following:

"carrying out their duties;

(i) may appoint and, subject to the approval of the Treasury Board, fix the remuneration of experts or persons having special knowledge to assist the Divisions in any matter; and

performs compulsory quarterly evaluations of Board members during the first year of their mandate, in conformity with subsection (1.1), which evaluations shall determine the success of the probation period and conditions the pursuit of the appointment.

1. An evaluation protocol shall be established under the supervision of an independent organisation, which protocol shall predetermine the criteria to be used by the Chairperson in the evaluation process referred to in paragraph (1)(j), namely in the evaluation of the

- a. quality of preparation for the hearings;
- b. quality of the wording of the motives;
- c. member's collegiality; and

(d) member's quantitative output."

After debate, the question being put on the amendment, it was negatived.

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 159, be amended by replacing line 47 on page 68 and lines 1 to 4 on page 69 with the following:

"carrying out their duties;

- a. may appoint and, subject to the approval of the Treasury Board, fix the remuneration of experts or persons having special knowledge to assist the Division in any matter; and
- b. performs a compulsory quarterly evaluation, in accordance with subsection (1.1), of the performance of the members of the Refugee Protection Division during the first year of their mandate, to determine the success of the probationary period and establish conditions for the continuation of the mandate.

1. An evaluation protocol shall be established, under the supervision of an independent organization, to predetermine the criteria to be used by the Chairperson to evaluate

- a. the quality of preparation for the hearings;
- b. the quality of the wording of the reasons;
- c. the collegiality; and

(d) the quantitative output."

After debate, the question being put on the amendment, it was negatived.

Clause 159, carried.

On Clause 161,

Steve Mahoney moved, -- That Bill C-11, in Clause 161, be amended by replacing line 31 on page 69

with the following:

ing the periods for appeal, the priority to be given to proceedings, the

After debate, the question being put on the amendment, it was adopted.

Clause 161, as amended, carried.

On Clause 163,

Madeleine Dalphond-Guiral moved, -- That Bill C-11, in Clause 163, be amended by replacing line 17 on page 70 with the following:

"conducted before two members unless,"

After debate, the question being put on the amendment, it was negatived.

Clause 163, carried.

On Clause 165,

Steve Mahoney moved, -- That Bill C-11, in Clause 165, be amended by replacing, in the English version, line 31 on page 70 with the following:

the Inquiries Act and may do any other thing they

After debate, the question being put on the amendment, it was adopted.

Clause 165, as amended, carried.

On Clause 166,

Steve Mahoney moved, -- That Bill C-11, in Clause 166, be amended by replacing, in the English version, line 33 on page 71 with the following:

tected person or a person who has

After debate, the question being put on the amendment, it was adopted.

Clause 166, as amended, carried.

On Clause 169,

Steve Mahoney moved, -- That Bill C-11, in Clause 169, be amended by replacing lines 34 to 36 on page 72 with the following:

days of notification of the decision, or in circumstances set out in the rules of the Board, the Division must provide written reasons; and



(f) the period in which to apply for

After debate, the question being put on the amendment, it was adopted.

Clause 169, as amended, carried.

On Clause 170,

Steve Mahoney moved, -- That Bill C-11, in Clause 170, be amended

(a) by replacing line 2 on page 73 with the following:

(c) must notify the person who is the subject of the proceeding and the

(b) by replacing line 7 on page 73 with the following:

(e) must give the person and the

After debate, the question being put on the amendment, it was adopted.

Clause 170, as amended, carried.

On Clause 173,

Steve Mahoney moved, -- That Bill C-11, in Clause 173, be amended by replacing lines 13 and 14 on page 74 with the following:

(b) must give notice of the proceeding to the Minister and to the person who is the subject of the proceeding and hear the

After debate, the question being put on the amendment, it was adopted.

Clause 173, as amended, carried.

On Clause 175,

Steve Mahoney moved, -- That Bill C-11, in Clause 175, be amended by replacing lines 1 to 7 on page 75 with the following:

(2) In the case of an appeal by a permanent resident under subsection 63(4), the Immigration Appeal Division may, after considering submissions from the Minister and the permanent resident and if satisfied that the presence of the permanent resident at the hearing is necessary, order the permanent resident to physically

After debate, the question being put on the amendment, it was adopted.

Clause 175, as amended, carried.

On Clause 190,

Inky Mark moved, -- That Bill C-11, in Clause 190, be amended by replacing lines 35 to 37 on page 78 with the following:

"coming into force of this section shall not be governed by this Act on that coming into force for a period of one year."

After debate, the question being put on the amendment, it was negatived.

Clause 190, carried.

On Clause 201,

Steve Mahoney moved, -- That Bill C-11, in Clause 201, be amended by replacing lines 15 and 16 on page 80 with the following:

measures regarding classes of persons who will be subject in whole or in

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 201, be amended by replacing, in the English version, line 17 on page 80 with the following:

part to this Act or the former Act and measures regarding financial and enforcement matters.

After debate, the question being put on the amendment, it was adopted.

Clause 201, as amended, carried.

On new Clause 227.1

Steve Mahoney moved, -- That Bill C-11 be amended by adding before line 22 on page 86 the following:

227.1 The portion of paragraph 2(2)(c) of the Citizenship Act before subparagraph (i) is replaced by the following:

(c) a person against whom a removal order has been made remains under that order

After debate, the question being put on the amendment, it was adopted.

New Clause 227.1, carried.

On Clause 228,

Steve Mahoney moved, -- That Bill C-11, in Clause 228, be amended by replacing lines 22 and 23 on page 86 with the following:

228. (1) The portion of paragraph 5(1)(c) of the Act before subparagraph

After debate, the question being put on the amendment, it was adopted.

Steve Mahoney moved, -- That Bill C-11, in Clause 228, be amended by replacing line 33 on page 86 with the following:

(2) Paragraph 5(1)(f) of the Act is replaced by the following:

(f) is not under a removal order and is not the subject of a declaration by the Governor in Council made pursuant to section 20.

(3) Paragraph 5(2)(a) of the Act is re-

After debate, the question being put on the amendment, it was adopted.

Clause 228, as amended, carried.

On Clause 229,

Steve Mahoney moved, -- That Bill C-11, in Clause 229, be amended by replacing lines 42 and 43 on page 86 with the following:

229. Paragraphs 11(1)(c) and (d) of the Act are replaced by the following:

(c) is not under a removal order; and

After debate, the question being put on the amendment, it was adopted.

Clause 229, as amended, carried.

On Clause 242,

Steve Mahoney moved, -- That Bill C-11, in Clause 242, be amended by

(a) replacing line 13 on page 93 with the following:

stayed under paragraph 50(a), 66(b) or

(b) replacing line 18 on page 93 with the following:

paragraph 50(a), 66(b) or 114(1)(b) of the

After debate, the question being put on the amendment, it was adopted.

Clause 242, as amended, carried.

On Clause 249,

Steve Mahoney moved, -- That Bill C-11, in Clause 249, be amended by replacing lines 7 to 22 on page 95 with the following:

(h) the removal from Canada of persons, other than

- (i) Canadian citizens,
- (ii) permanent residents within the meaning of subsection 2(1) of the Immigration and Refugee Protection Act, and
- (iii) protected persons within the meaning of subsection 95(2) of that Act who are not inadmissible under that Act on grounds of
  - (A) security, violating human or international rights or serious criminality, or
  - (B) criminality and who have not been convicted of any offence under any Act of Parliament for which a term of imprisonment of more than six months has been imposed, or five years or more may be imposed;

After debate, the question being put on the amendment, it was adopted.

Clause 249, as amended, carried.

On new Clause 273.1

Steve Mahoney moved, -- That Bill C-11 be amended by adding after line 34 on page 102 the following:

273.1 (1) Subsections (2) and (3) apply if Bill S-2, introduced in the first session of the 37th Parliament and entitled the Marine Liability Act (referred to in this section as the "other Act"), receives royal assent.

(2) On the coming into force of section 1 of this Act, subparagraph 88(4)(b)(i) of the other Act is replaced by the following:

(i) are Canadian citizens or permanent residents of Canada within the meaning of subsection 2(1) of the Immigration and Refugee Protection Act, in the case of an individual, or

(3) If section 127 of the other Act comes into force before section 218 of this Act comes into force, then section 218 of this Act is repealed.

After debate, the question being put on the amendment, it was adopted.

New Clause 273.1, carried.

Clause 1, carried.

The title, carried.

The Bill, as amended, carried.

ORDERED, -- That Bill C-11, An Act respecting immigration to Canada and the granting of refugee protection to persons who are displaced, persecuted or in danger, as amended, be reprinted for the use of the House of Commons at Report Stage.

ORDERED, -- That the Chair report Bill C-11 with amendments to the House as the First Report of the



Committee.

At 1:55 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



A1  
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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 28**

**Tuesday, October 2, 2001**

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**ORDER OF THE DAY:**

Election of a Chair and Vice-Chairs







## MINUTES OF PROCEEDINGS

Meeting No. 28

Tuesday, October 2, 2001

The Standing Committee on Citizenship and Immigration met at 3:33 p.m. this day, in Room 308, West Block for the election of a Chair and two Vice-Chairs.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, John Godfrey, Art Hanger, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis.

*Acting Members present:* Yvan Grose for Tony Valeri, Bob Mills for Lynne Yelich.

*Other Member present:* Jean-Yves Roy.

*In attendance: From the Library of Parliament:* Benjamin Dolin.

Pursuant to Standing Order 106(1) and (2), election of a Chair and Vice-Chairs

The Clerk of the Committee presided over the election of the Chair.

On motion of David Price, it was agreed, -That Joe Fontana do take the Chair of this Committee.

The Chair presided over the election of Vice-Chairs.

On motion of Mark Assad, it was agreed, -That Steve Mahoney be elected Vice-Chair of the Committee.

On motion of Bob Mills, it was agreed, That Paul Forseth be elected Vice-Chair of the Committee.

It was agreed that an invitation be sent to the Minister to appear before the Committee during the week of October 15, 2001.

At 4:00 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 29**

**Thursday, October 4, 2001**

---

**ORDERS OF THE DAY:**

Future business

Study on the Security of Border points for immigrants









Français

## MINUTES OF PROCEEDINGS

Meeting No. 29

Thursday, October 4, 2001

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Member(s) of the Committee present:* Yvon Charbonneau, Joe Fontana, John Godfrey Paul Forseth, Art Hanger, Steve Mahoney, Inky Mark, Anita Neville, David Price, Lynne Yelich.

*Acting Members present:* Andy Savoy for Jerry Pickard

*In attendance: From the Library of Parliament:* Benjamin Dolin, Researcher.

The Committee proceeded to consider its future business.

It was agreed, -That the Committee undertake a study on the Security of Border points for immigrants and that the schedule be as follows:

Week of October 16: Minister of Immigration, Officials from the Department of Citizenship and Immigration, CSIS, RCMP and Immigration Refugee Board.

Week of October 22: Travel to Border points across Canada.

Week of October 29: Travel to Washington: Meeting with Congress and Senate Immigration Committee Members.

At 10:02 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 30**

**Tuesday, October 16, 2001**

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**NO RECORDING**

**(Technical problem)**







## MINUTES OF PROCEEDINGS

Meeting No. 30

Monday, October 16, 2001

The Standing Committee on Citizenship and Immigration met at 9:02 a.m. this day, in Room 371, West Block, the Honourable Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Jerry Rasmussen, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*Guest Member present:* Raymond Lavigne for Yvon Charbonneau.

*Attendance: From the Library of Parliament:* Benjamin Dolin.

Agenda Item 1 - Standing Order 108(2) - Study on the Security at Ports of Entry in Canada.

The Committee proceeded to its future business.

On the motion of Jerry Pickard, it was agreed, - That in relation to its study on security at points of entry in Canada, the Committee seeks authorization from the House to travel to Washington, D.C. during the week of October 29; that half the Committee travel to various points of entry in Western Canada while the other half of the Committee travel to various points of entry in Eastern Canada both during the week of November 5, 2001, and that the necessary staff do accompany the Committee.

On the motion of Inky Mark, it was agreed, - That the Committee approve the proposed travel budget to Washington, D.C. of \$66,345.00 and that the Chairman be authorized to present it to the Liaison Committee for its approval.

On the motion of Lynn Yelich, it was agreed, - That the Committee approve the proposed travel budget of \$19,268.00 to Eastern Canada and of \$27,299.00 to Western Canada and that the Chairman be authorized to present it to the Liaison Committee for its approval and that members of the committee use one of their point for this trip.

At 10:30 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 31**

**Thursday, October 18, 2001**

---

**ORDER OF THE DAY:**

Study on the Security at Ports of Entry in Canada

**WITNESSES:**

*Canadian Security Intelligence Service:*

Ward Elcock, Director.

*Immigration and Refugee Board:*

Krista Daley, Senior General Counsel, Director of Legal Services;

Peter Showler, Chairperson.

*Royal Canadian Mounted Police:*

Giuliano Zacardelli, Commissioner.





## MINUTES OF PROCEEDINGS

Meeting No. 31

Thursday, October 18, 2001

The Standing Committee on Citizenship and Immigration met in a televised session at 9:03 a.m. this day, in Room 100, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Neil Forseth, John Godfrey, Art Hanger, Inky Mark, Anita Neville, Jerry Pickard, Tony Valeri, Judy Wasylycia-Is, Lynne Yelich.

*Visiting Members present:* Larry Bagnell for Steve Mahoney, Robert Bertrand for David Price and Roy Cullen for Tony Valeri.

*Attendance: From the Library of Parliament:* Benjamin Dolin, Researcher.

Pursuant to Standing Order 108(2) - Study on the Security at Ports of Entry in Canada.

*Witnesses: From the Royal Canadian Mounted Police:* Guiliano Zaccardelli, Commissioner. *From the Canadian Security Intelligence Service:* Ward P. Elcock, Director. *From the Immigration and Refugee Board:* Peter Showler, Chairperson; Christiane Ouimet, Executive director; Krista Daley, Senior General Counsel, Director-General Services.

Guiliano Zaccardelli and Ward P. Elcock answered questions.

At 10:52 a.m., the Committee proceeded in Camera.

At 11:25 a.m. the Committee resumed its public hearings. Peter Showler made an opening statement and with the witnesses answered questions.

At 12:43 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





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## MINUTES OF PROCEEDINGS

Meeting No. 32

Thursday, October 25, 2001

The Standing Committee on Citizenship and Immigration met at 9:15 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Art Hanger, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Witnesses: From the Citizenship and Immigration Canada:* Elizabeth Tromp, Director General, Enforcement Branch; Tony Smith, Director, Ports of Entry Management, Enforcement Branch; Beverley Boyd, Director, Travellers Program Design and Development, Canada Customs and Revenue Agency (CCRA).

Pursuant to Standing Order 108(2) – The Committee resumed consideration of its study on the Security at Ports of Entry in Canada.

Elizateth Tromp made an opening statement and with Tony Smith and Beverley Boyd answered questions.

At 11:07 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

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## MINUTES OF PROCEEDINGS

Meeting No. 33

Thursday, October 25, 2001

The Standing Committee on Citizenship and Immigration met at 3:35 p.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Art Hanger, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylcia-Leis, Lynne Yelich.

*Acting Members present:* Carolyn Parrish for David Price, Stan Keyes for John Godfrey and Stockwell Day for Art Hanger.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

*Appearing: From the Citizenship and Immigration Canada:* The Hon. Elinor Caplan, Minister of Citizenship and Immigration.

*Witnesses: From the Citizenship and Immigration Canada:* Michel Dorais, Deputy Minister; Joan Atkinson, Assistant Deputy Minister, Policy and Program Development.

Pursuant to Standing Order 108(2) – The Committee resumed consideration of its study on the Security at Ports of Entry in Canada.

The Minister made an opening statement and answered questions

At 5:44 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





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## MINUTES OF PROCEEDINGS

Meeting No. 34

Tuesday, November 6, 2001

The Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Art Hanger, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin.

*Witnesses: From the Customs Excise Union:* Serge Charette, National President. *From the Canada Employment and Immigration Union:* Cres Pascucci, National President; Janina Lebon, National Vice-President.

Pursuant to Standing Order 108(2) – The Committee resumed consideration of its study on the Security at Ports of Entry in Canada.

Serge Charette made an opening statement and answered questions.

Cres Pascucci and Janina Lebon made opening statement and answered questions.

At 11:00 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



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## MINUTES OF PROCEEDINGS

Meeting No. 35

Thursday, November 8, 2001

The Standing Committee on Citizenship and Immigration met at 9:12 a.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin.

*Witnesses: From the Citizenship and Immigration Canada:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Martha Nixon, Assistant Deputy Minister, Operations; Elizabeth Tromp, Director General, Enforcement Branch; Tony Smith, Director, Ports of Entry Management, Enforcement Branch.

Pursuant to Standing Order 108(2) – The Committee resumed consideration of its study on the Security at Ports of Entry in Canada.

Joan Atkinson, Martha Nixon and Tony Smith answered questions.

At 11:00 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



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## MINUTES OF PROCEEDINGS

Meeting No. 36

Tuesday, November 20, 2001

The Standing Committee on Citizenship and Immigration met at 9:09 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Bob Speller for Tony Valeri.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Jay Sinha, Researchers.

In accordance with its mandate under Standing Order 108(2) the Committee began consideration of its report on the Security at Ports of Entry in Canada.

At 11:00 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





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## MINUTES OF PROCEEDINGS

Meeting No. 37

Thursday, November 22, 2001

The Standing Committee on Citizenship and Immigration met at 9:15 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, David Price.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Jay Sinha, Researchers.

In accordance with its mandate under Standing Order 108(2) the Committee resumed consideration of its report on the Security at Ports of Entry in Canada.

At 11:05 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



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## MINUTES OF PROCEEDINGS

Meeting No. 38

Tuesday, November 27, 2001

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, John Godfrey, Art Hanger, Steve Mahoney, Inky Mark, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Jay Sinha, Researchers.

In accordance with its mandate under Standing Order 108(2) - The Committee resumed consideration of its report on the Security at Ports of Entry in Canada.

At 11:10 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





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## MINUTES OF PROCEEDINGS

Meeting No. 39

Thursday, November 29, 2001

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Jay Sinha, Researchers.

In accordance with its mandate under Standing Order 108(2) - The Committee resumed consideration of its report on the Security at Ports of Entry in Canada.

At 11:18 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





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## MINUTES OF PROCEEDINGS

Meeting No. 40

Tuesday, December 4, 2001

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Art Hanger, Steve Mahoney, Jerry Pickard, David Price, Judy Wasylcia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Jay Sinha, Researcher.

In accordance with its mandate under Standing Order 108(2) - The Committee resumed consideration of its report on the Security at Ports of Entry in Canada.

It was agreed, -- That the Draft Report, as amended, be concurred in and that the Chairman be instructed to present it to the House.

It was agreed, -- That the Chair make such editorial changes as may be necessary without changing the substance of the report.

It was agreed, -- That pursuant to Standing Order 109, the Committee request the government to table a comprehensive response to the report.

It was agreed, -- That the Committee print 1000 copies of the Report in bilingual format with a distinctive cover.

It was agreed, -- That the Committee authorize the printing of dissenting opinions as an appendix to this report, immediately following the signature of the Chair.

At 10:42 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 41**

**Tuesday, January 29, 2002**

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**ORDER OF THE DAY:**

Study of Regulations under the new Immigration and Refugee Act

**APPEARING:**

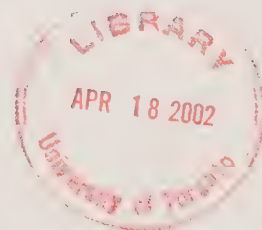
Hon. Denis Coderre, Minister of Citizenship and Immigration

**WITNESSES:**

*Citizenship and Immigration Canada:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Mark Davidson, Director, Economic Policy and Programs, Selection.









Français

## MINUTES OF PROCEEDINGS

Meeting No. 41

Tuesday, January 29, 2002

The Standing Committee on Citizenship and Immigration met in a televised session at 9:00 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Art Hanger, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Guy St-Julien for David Price.

*Other Member present:* Jim Karygiannis.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee began its review of Regulations under the new Immigration and Refugee Act.

*Appearing: From the Department of Citizenship and Immigration:* The Honourable Denis Coderre, Minister of Citizenship and Immigration.

The Minister made an opening statement and answered questions.

At 10:00 a.m. the sitting was suspended.

At 10:05 a.m. the sitting was resumed.

*Witnesses: From the Department of Citizenship and Immigration:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, Director General, Refugees; Mark Davidson, Director, Economic Policy and Programs, Selection; Nicole Girard, Acting Director, Legislative Review, Enforcement.

Joan Atkinson made an opening statement and with the witnesses answered questions.

At 12:10 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 42**

**Tuesday, January 29, 2002**

---

**ORDER OF THE DAY:**

Review of Regulations under the new Immigration and Refugee Act

**WITNESSES:**

*Immigration and Refugee Board:*

Krista Daley, Senior General Counsel, Director of Legal Services;

Peter Showler, Chairperson.









Français

## MINUTES OF PROCEEDINGS

Meeting No. 42

Tuesday, January 29, 2002

The Standing Committee on Citizenship and Immigration met in a televised session at 3:40 p.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*Other Member present:* Jim Karygiannis.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses: From the Immigration and Refugee Board:* Peter Showler, Chairperson; Krista Daley, Senior General Counsel, Director-Legal Services; Manon Brassard, Director General, Legislative Implementation Project Office.

Peter Showler made an opening statement and with the witnesses answered questions.

At 4:58 p.m. the sitting was suspended.

At 5:00 p.m. the Committee proceeded to sit *in camera*.

The Committee considered its future business.

At 5:18 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 43**

**Thursday, January 31, 2002**

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**ORDER OF THE DAY:**

Review of Regulations under the new Immigration and Refugee Act

**WITNESSES:**

*"Association québécoise des avocats et avocates en droit de l'immigration":*

Patrice Brunet, Lawyer;

David Chalk, Lawyer.

*"Barreau du Québec":*

Noël St-Pierre, Lawyer.

*B'nai Brith Canada:*

David Matas, Lead Counsel.

*Canadian Bar Association:*

Gordon H. Maynard, Treasurer, National Citizenship and Immigration Law Section;

Benjamin J. Trister, Chair, National Citizenship and Immigration Law Section.

*Canadian Council for Refugees:*

Janet Dench, Executive Director;

Kemi Jacobs, President.



*Maytree Foundation:*

Elizabeth McIsaac, Manager;

Ratna Omidvar, Executive Director.



Français

**MINUTES OF PROCEEDINGS**

Meeting No. 43

Thursday, January 31, 2002

The Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses: From the Maytree Foundation:* Elizabeth McIsaac, Manager; Ratna Omidvar, Executive Directeur. *From the Canadian Council for Refugees:* Kemi Jacobs, President; Janet Dench, Executive Director. *From the B'nai Brith Canada:* David Matas, Lead Counsel. *From the Canadian Bar Association:* Benjamin J. Trister, Chair, National Citizenship and Immigration Law Section; Gordon H. Maynard, Treasurer, National Citizenship and Immigration Law Section. *From the "Barreau du Québec":* Me Noël St-Pierre, Lawyer; Me Julie Delaney, Lawyer. *From the "Association québécoise des avocats et avocates en droit de l'immigration":* Me David Chalk, Lawyer; Me Patrice M. Brunet, Lawyer.

Elizabeth McIsaac made an opening statement and with the witness answered questions.

Kemi Jacobs and Janet Dench made an opening statement and answered questions.

David Matas made an opening statement and answered questions.

Benjamin J. Trister and Gordon H. Maynard made an opening statement and answered questions.

Noël St-Pierre made an opening statement and with witness answered questions.

Patrice Brunet and David Chalk made an opening statement and answered questions.

At 11:22 a.m. the sitting was suspended.

At 12:00 p.m. the sitting was resumed.

At 12:50 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie



Clerk of the Committee

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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 44**

**Monday, February 4, 2002**

---

**ORDER OF THE DAY:**

Review of Regulations under the new Immigration and Refugee Act

**WITNESSES:**

*Association of Immigration Counsels of Canada:*

Joseph Kenney, First Vice-President;

John Ryan, National President.

*Canada Employment and Immigration Union:*

Janina Lebon, National Vice-President (Ontario);

Cres Pascucci, National President.

*Coalition for a Just Immigration & Refugee Policy:*

Avvy Go, Representative.

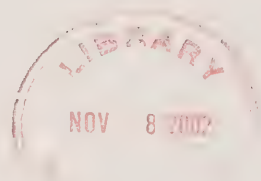
*National Action Committee on the Status of Women:*

Sungee John, Chair and Actions Treasurer, Immigration Committee.

*National Association of Women and the Law:*

Andrée Côté, Director, Legislation and Law Reform;

Chantale Tie, Lawyer.



*United Nations High Commissioner for Refugees:*

Judith Kumin, Representative in Canada.



Français

## MINUTES OF PROCEEDINGS

Meeting No. 44

Monday, February 4, 2002

The Standing Committee on Citizenship and Immigration met in a televised session at 3:32 p.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Analysts.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses : From the Coalition for a Just Immigration & Refugee Policy:* Avvy Yao-Yao Go, Clinic Director, Metro Toronto Chinese & Southeast Asian Legal Clinic. *From the United Nations High Commissioner for Refugees:* Judith Kumin, Representative in Canada; Kim Mancini, Regional Legal Officer. *From the Canada Employment and Immigration Union:* Cres Pascucci, National President; Janina Lebon, National Vice-President. *From the National Action Committee on the Status of Women:* Sungee John, Chair of the Immigration Committee and Actions Treasurer for NACS. *From the Association of Immigration Counsels of Canada:* John P. Ryan, National President; Joseph Kenney, First National Vice President. *From the National Association of Women and the Law:* Andrée Côté, Director, Legislation and Law Reform; Chantale Tie, Lawyer.

Avvy Yao-Yao Go made an opening statement and answered questions.

Judith Kumin made an opening statement and with Kim Mancini answered questions.

Cres Pascucci made an opening statement and with Janina Lebon answered questions.

John P. Ryan made an opening statement and with Joseph Kenney answered questions.

Chatale Tie made an opening statement and with Andrée Côté answered questions.

Sungee John made an opening statement and answered questions.

At 6:14 p.m. the sitting was suspended.

At 6:20 p.m. the sitting was resumed.

On motion of Jerry Pickard, it was agreed, - That the Committee undertake a study on «Competing for immigrants» and travel in order to visit Canadian immigration processing Missions abroad.

On motion of David Price, it was agreed, - That the Committee adopt the proposed travel itinerary ( Europe-India-Asia) to take place from April 13 to April 25, 2002 in relation to its study on "Competing for Immigrants".

On motion of David Price, it was agreed, - That the Committee adopt the following travel budgets

Group 1 Europe	\$49,254.00
Group 2 India	\$86,056.00
Group 3 Asia	\$78,395.00

And that the Chair presents it to the Liaison Committee for its approval.

At 6:30 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 45**

**Tuesday, February 5, 2002**

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**ORDER OF THE DAY:**

Review of Regulations under the new Immigration and Refugee Act

**WITNESSES:**

*Association of University and Colleges of Canada:*

Karen McBride, Vice-President, International Affairs.

*Canadian HIV-AIDS Legal Network:*

Alana Klein, Research Associate.

*Canadians for Fair and Just Immigration Policy:*

Robin Seligman.

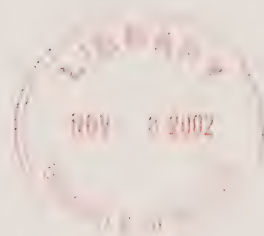
*EGALE (Equality for Gays and Lesbians Everywhere):*

Michael Battista, Lawyer;

John Fisher, Executive Director.

*Law Society of Upper Canada:*

Mendel M. Green, Chair, Immigration Law Specialty Committee.



*LEGIT (Lesbian & Gay Immigration Task Force, Vancouver) :*

Deb LeRose;

Chris Morrissey, Co-founder.

*Organization of Professional Consultants Inc.:*

Warren LLOYD, Vice-President;

Jill Sparling, President.

*“Table de concertation des organismes au service des personnes réfugiées et immigrantes”:*

Rivka Augenfeld, President;

Richard Goldman, Member of the Executive.

*West Coast Domestic Workers' Association:*

Tami Friesen, Advocate.



Français

## MINUTES OF PROCEEDINGS

Meeting No. 45

Tuesday, February 5, 2002

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses: From the West Coast Domestic Workers' Association:* Tami Friesen, Advocate. *From the "Table de concertation de Montréal au service des réfugiés":* Rivka Augenfeld, President; Richard Goldman, Member of the Executive. *From the Association of Universities and Colleges of Canada:* Karen McBride, Vice-President International Affairs. *From the EGALE (Equality for Gays and Lesbians Everywhere):* John Fisher, Executive Director; Michael Battista, Lawyer. *From the LEGIT Vancouver:* Chris Morrissey, Co-founder; Deb LeRose. *From the Canadian HIV-AIDS Legal Network:* Alana Klein, Research Associate. *From the Organization of Professional Immigration Consultants Inc.:* Jill Sparling, President; Warren LLOYD, Vice President. *From the Law Society of Upper Canada:* Mendel M. Green, Chair, Immigration Law Specialty Committee. *From the Canadians for Fair and Just Immigration Policy:* Robin Seligman.

Tami Friesen made an opening statement and answered questions.

Rivka Augenfeld and Richard Goldman made an opening statement and answered questions.

Karen McBride made an opening statement and answered questions.

Chris Morrissey and Deb LeRose made an opening statement and answered questions.

John Fisher made an opening statement and with Michael Battista answered questions.

Alana Klein made an opening statement and answered questions.

Warren Lloyd and Jill Sparling made an opening statement and answered questions.

Robin Seligman made an opening statement and answered questions.

Mendel M. Green made an opening statement and answered questions.

At 1:20 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 46**

**Tuesday, February 7, 2002**

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**ORDER OF THE DAY:**

Review of Regulations under the new Immigration and Refugee Act

**WITNESSES:**

*Canadian Immigration Policy Council:*

Howard Greenberg, Founding Member.

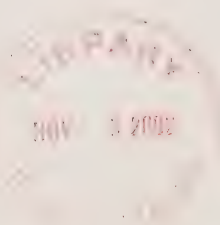
*Coalition of Regulatory-related Agencies:*

Susan Glover Takahashi, Executive Director, Canadian Alliance of Physiotherapy  
Regulators;

Marie Lemay, Chief Executive Officer, Canadian Council of Professional Engineers.

*L. Cormode & Associates Research Services:*

Liisa Cormode, President.









Français

## MINUTES OF PROCEEDINGS

Meeting No. 46

Thursday, February 7, 2002

The Standing Committee on Citizenship and Immigration met at 9:17 a.m. this day, in Room 269, West Block, the acting Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses: From the Canadian Immigration Policy Council:* Howard D. Greenberg, Founding Member. *From the Canadian Council of Professional Engineers:* Marie Lemay, Chief Executive Officer, Canadian Council of Professional Engineers; Susan Glover Takahashi, Executive Director, The Alliance of Physiotherapy Regulators. *From the L. Cormode & Associates Research Services:* Liisa Cormode, President, L. Cormode & Associates Research Services.

Howard D. Greenberg made an opening statement and answered questions.

Marie Lemay and Susan Glover Takahashi made an opening statement and answered questions.

Liisa Cormode made an opening statement and answered questions.

At 11:35 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 47**

**Tuesday, February 19, 2002**

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**ORDER OF THE DAY:**

Review of regulations under the new Immigration and Refugee Act

**WITNESSES:**

*African Canadian Legal Clinic:*

Erica Lawson, Policy and Research Analyst.

*Canadian Home Builders' Association:*

John Kenward, Chief Operating Officer;

Mary Lawson, Secretary.

*Getting Landed Project:*

Harry Kits, Executive Director.

*Inter Clinic Immigration Working Group:*

Michael Bossin, Barrister and Solicitor, Community Legal Services (Ottawa-Carleton);

Caroline Lindberg, Barrister and Solicitor, Community Legal Education.

*National Indo-Canadian Council:*

David Davis, Lawyer.



*Parkdale Community Legal Services Inc.:*

Geraldine Sadoway, Staff Lawyer and Supervisor of Immigration and Refugee Law Group.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 47

Tuesday, February 19, 2002

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 214, Wellington Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses : From the Canadian Home Builders' Association:* John Kenward, Chief Operating Officer; Mary Lawson, Secretary. *From the National Indo-Canadian Council:* David Davis, Lawyer. *From the Getting Landed Project:* Harry Kits, Executive Director. *From the Inter Clinic Immigration working Group:* Caroline Lindberg, Lawyer, Community Legal Education Ontario; Michael Bossin, Barrister and Solicitor, Community Legal Services (Ottawa-Carleton). *From the Parkdale Community Legal Services Inc.:* Geraldine Sadoway, Staff Lawyer. *From the African Canadian Legal Clinic:* Erica Lawson, Policy and Research Analyst.

Mary Lawson made an opening statement and with John Kenward answered questions.

David Davis made an opening statement and answered questions.

Harry Kits made an opening statement and answered questions.

Caroline Lindberg made an opening statement and with Michael Bossin answered questions.

Geraldine Sadoway made an opening statement and answered questions.

Erica Lawson made an opening statement and answered questions.

At 12:12 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 48**

**Thursday, February 21, 2002**

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**ORDER OF THE DAY:**

Review of regulations under the new Immigration and Refugee Act

**WITNESSES:**

*Canadian Chamber of Commerce:*

Nancy Hughes Anthony, President and Chief Executive Officer;  
Benjamin Trister, Chair, Immigration Law and Policy Task Force.

*Canadian Manufacturers and Exporters:*

Margot Booth, Director, Policy Communications and Research;  
Mark Boudreau, Senior Director, Policy and Research.

*House of Commons:*

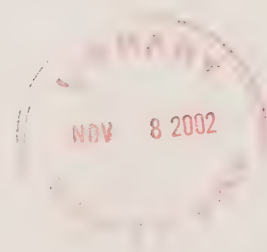
Roger Gallaway, Lib., Member from *Sarnia—Lambton*.

*International Association of Immigration Practitioners:*

Ramesh Dheer, National President.

*Senate:*

Hon. Anne Cools, Lib., Senator from *Ontario*.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 48

Thursday, February 21, 2002

The Standing Committee on Citizenship and Immigration met at 9:15 a.m. this day, in Room 536, Wellington Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Anita Neville, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Act.

*Witnesses: From the Canadian Chamber of Commerce:* Benjamin J. Trister, Chair, Immigration Law and Policy Task Force, Nancy Hughes Anthony, President and Chief Executive Officer. *From the Canadian Manufacturers and Exporters:* Mark Boudreau, Senior Director, Policy and Research; Booth, Director, Policy Communications and Research. *From the International Association of Immigration Practitioners:* Ramesh K. Dheer, National President. *From the Senate:* Hon. Anne C. Cools, Senator. *From the House of Commons:* Roger Gallaway, Sarnia--Lambton.

Nancy Hughes Anthony made an opening statement and with Benjamin J. Trister answered questions.

Mark Boudreau and Margot Booth made an opening statement and answered questions.

Ramesh K. Dheer made an opening statement and answered questions.

Senator Anne C. Cools made an opening statement and answered questions.

Roger Gallaway made an opening statement and answered questions.

At 11:45 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 49**

**Tuesday, February 26, 2002**

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**ORDER OF THE DAY:**

Review of Regulations under the new Immigration and Refugee Protection Act

**WITNESSES:**

*Chinese Canadian National Council:*

Jonas Ma, President.

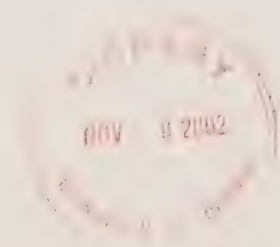
*Jewish Federation of Winnipeg:*

Faye Rosenberg-Cohen, Planning Director.

*National Organization of Immigrant and Visible Minority Women of Canada:*

Anu Bose, Executive Director;

Karine Pelletier, Member.



*Ottawa Chinese Community Service Centre:*

Rupert Yeung, Executive Director.

*Shipping Federation of Canada:*

Anne Legars, Director.

*Ukrainian Canadian Congress:*

Eugene Czolij, President;

Eugen Duvalko, Executive Director.



Français

**MINUTES OF PROCEEDINGS**

Meeting No. 49

Tuesday, February 26, 2002

The Standing Committee on Citizenship and Immigration met in a televised session at 9:10 a.m. this day, in Room 237-C, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, David Price, Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Protection Act.

*Witnesses: From the Chinese Canadian National Council:* Jonas Ma, President; Rupert Yeung, Member, Ottawa Chapter of the Chinese Canadian National Council. *From the Ukrainian Canadian Congress:* Eugene Czolij, President; Eugen Duvalko, Executive Director, Canada Ukraine Immigrant Aid society. *From the Jewish Federation of Winnipeg:* Leslie Wilder, Vice President, Human Faye Rosenberg-Cohen, Planning Directeur. *From the Shipping Federation of Canada :* Anne Legars, Director, Policy and Government Affairs. *From the National Organization of Immigrant and Visible Minority Women of Canada:* Dr. Anu Bose, Executive Director; Karine Pelletier, Member.

Jonas Ma and Rupert Yeung made an opening statement and answered questions.

Eugene Czolij made an opening statement and with Eugen Duvalko answered questions.

Leslie Wilder made an opening statement and with Faye Rosenberg-Cohen answered questions.

Anne Legars made an opening statement and answered questions.

Anu Bose made an opening statement and with Karine Pelletier answered questions.

At 11:20 a.m. the sitting was suspended.

At 11:47 p.m. the sitting was resumed.

At 12:10 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 50**

**Thursday, February 28, 2002**

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**ORDER OF THE DAY:**

Study of Regulations under the new Immigration and Refugee Protection Act

**WITNESSES:**

*Association for Canadian Studies:*

Jack Jedwab, Executive Director.

*Canadian Labour Congress:*

Hassan Yussuff, Executive Vice-President.

*Coalition of Concerned Congregations on the Law relating to War Crimes and Crimes against Humanity Including Those of the Holocaust:*

Kenneth Narvey, Legal Researcher and Chief Operating Officer.

*Office of the Commissioner of Official Languages:*

Dyane Adam, Commissioner of Official Languages;

Gérard Finn, Director General, Policy and Communications Branch.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 50

Thursday, February 28, 2002

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Jerry Pickard, Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to Standing Order 108(2) – the Committee resumed its review of Regulations under the new Immigration and Refugee Protection Act.

At 9:10 a.m. the Committee began a discussion on guidelines to its draft report.

At 10:07 a.m. the Committee began hearing witnesses on the Regulations.

*Witnesses: From the Canadian Labour Congress:* David Onyalo, National Director, Anti-Racism & Human Rights Department; Hassan Yussuff, Executive Vice-President. *From the Coalition of Concerned Congregations on the Law relating to War Crimes and Crimes against Humanity including those of the Holocaust:* Kenneth M. Narvey, Legal Researcher and Chief Operating Officer. *From the Office of the Commissioner of Official Languages:* Dyane Adam, Commissioner of Official Languages; Jack Jedwab, Executive Director, Canadian Studies Association; Gérard Finn, Director General, Policy and Communications Branch.

Hassan Yussuff made an opening statement and with David Onyalo answered questions.

Kenneth M. Narvey made an opening statement.

Dyane Adam made an opening statement and with the witnesses answered questions.

At 12:10 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 51**

**Monday, March 11, 2002**

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**IN CAMERA**







## MINUTES OF PROCEEDINGS

Meeting No. 51

Monday, March 11, 2002

The Standing Committee on Citizenship and Immigration met *in Camera* at 3:36 p.m. this day, in Room 237-C, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Ian Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price.

*Attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

In accordance with its mandate under Standing Order 108(2) - The Committee began consideration of a draft Bill on Regulations/Immigration and Refugee Protection Act.

By unanimous consent the Committee resolved to sit *in Camera*.

At 2:20 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 52**

**Tuesday, March 12, 2002**

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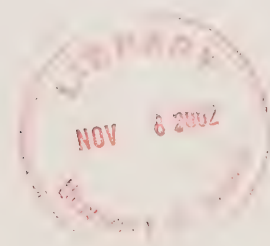
**ORDER OF THE DAY:**

Consideration of a draft Report on Regulations/Immigration and Refugee Protection Act

**WITNESS:**

*Department of Citizenship and Immigration:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development.









Français

## MINUTES OF PROCEEDINGS

Meeting No. 52

Tuesday, March 12, 2002

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

*Witnesses: From the Department of Citizenship and Immigration:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Daniel Therrien, Director General, Refugees, Nicole Girard, Acting Director, Legislative Review, Enforcement; David Dunbar, Senior Counsel, Legal Services.

In accordance with its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

Joan Atkinson answered questions.

At 12:30 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 53**

**Tuesday, March 12, 2002**

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**ORDER OF THE DAY:**

Consideration of a draft Report on Regulations/Immigration and Refugee Protection Act

**WITNESSES:**

*Department of Citizenship and Immigration:*

Frank Andrews, Deputy Director, Economic Policy and Programs, Selection Branch;

Nicole Girard, Acting Manager, Enforcement Implementation, Legislative Review,  
Enforcement Branch;

Dick Graham, Director, Legislative Review, Enforcement Branch;

Brian Gushulak, Director General, Medical Services Branch;

Paul Sandhar-Cruz, Deputy Director, Social Policy and Programs, Selection Branch.

*Department of Justice:*

David Dunbar, Team Leader, Counsel, Selection Team, Legal Services, Citizenship and  
Immigration, Legal Operations Sector.





## MINUTES OF PROCEEDINGS

Meeting No. 53

Tuesday, March 12, 2002

The Standing Committee on Citizenship and Immigration met at 3:30 p.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Lynne Yelich.

*attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

*Witnesses: From the Department of Citizenship and Immigration:* Dr. Brian Gushulak, Director General, Medical Services Branch; Dick Graham, Director, Legislative Review, Enforcement; Frank Andrews, Deputy Director, Economic Policy and Programs; Paul Sandhar-Cruz, Deputy Director, Social Policy and Programs; Nicole Girard, Acting Director, Legislative Review, Enforcement; David Dunbar, Senior Counsel, Legal Services.

In accordance with its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft report on Regulations/Immigration and Refugee Protection Act.

The witnesses answered questions.

At 5:20 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 54**

**Wednesday, March 13, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 54

Wednesday, March 13, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 4:10 p.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, David Price, Judy Wasylcia-Leis.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

The Committee considered its draft report to the House.

At 5:20 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

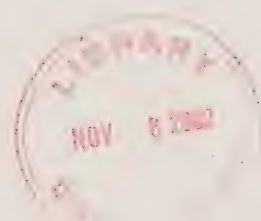
Chair: Joe Fontana, Lib.

**Meeting No. 55**

**Thursday, March 14, 2002**

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**IN CAMERA**









Français

## MINUTES OF PROCEEDINGS

Meeting No. 55

Thursday, March 14, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:20 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

The Committee considered its draft report to the House.

At 11:55 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
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**MINUTES OF PROCEEDINGS**

Standing Committee  
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**CITIZENSHIP AND IMMIGRATION**

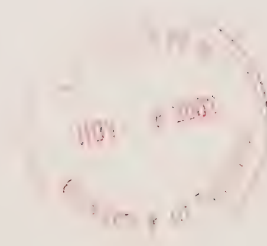
Chair: Joe Fontana, Lib.

**Meeting No. 56**

**Monday, March 18, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 56

Monday, March 18, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:36 p.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

The Committee considered its draft report to the House.

At 5:25 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 57**

**Tuesday, March 19, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 57

Tuesday, March 19, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:10 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

The Committee considered its draft report to the House.

At 12:00 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 58**

**Tuesday, March 19, 2002**

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**IN CAMERA**









Français

## MINUTES OF PROCEEDINGS

Meeting No. 58

Tuesday, March 19, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:40 p.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Judy Wasylcia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

The Committee considered its draft report to the House.

At 5:00 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

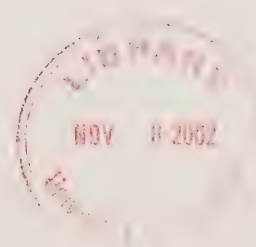
Chair: Joe Fontana, Lib.

**Meeting No. 59**

**Wednesday, March 20, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 59

Wednesday, March 20, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:38 p.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) - The Committee resumed consideration of a draft Report on Regulations/Immigration and Refugee Protection Act.

The Committee considered its draft report to the House.

On motion of Steve Mahoney, - It was agreed - That the draft Report, as amended, be adopted as the Committee's Third Report to the House and that the Chairman be instructed to present it to the House.

On motion of Steve Mahoney, - It was agreed - That, pursuant to Standing Order 109, the Committee request that the Government table a comprehensive response to the Report within one hundred and fifty (150) days.

On motion of Steve Mahoney, - It was agreed - That, pursuant to Standing Order 108(1)(a), the Committee authorizes the printing of the supplementary opinions as an appendix to this report immediately after the signature of the Chair; that the supplementary opinions be limited to no more than 2 pages; and that the supplementary opinions be delivered to the Clerk of the Committee no later than 5:30 p.m. on Wednesday, March 20.

At 4:10 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 60**

**Wednesday, April 10, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 60

Wednesday, April 10, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:40 p.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Paul Forseth, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Lynne Yelich.

*Acting Members present:* Diane Ablonczy for Art Hanger and Louis Plamondon for Stéphan Tremblay.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee began its study on "Competing for Immigrants".

*Witnesses: From the Department of Citizenship and Immigration:* Daniel Jean, Director General, International Region; Rénaud Gilbert, Director, Asia and Pacific, International Region; Anton Jurkovich, Director, Europe, International Region; Lea Vachon, Head, Visits and Protocol Unit, Management Services Division International Region.

The witnesses made opening statements and answered questions.

It was agreed, – That a questionnaire related to the Committee's study be sent to all Canadian missions to be visited.

It was agreed, - That the Committee put out a Press release announcing the study it is undertaking entitled "Competing for Immigrants".

It was agreed, - That the Committee during its visits abroad present souvenir gifts to foreign government representatives who will be participating in the Committee's study on "Competing for Immigrants".

At 5:12 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

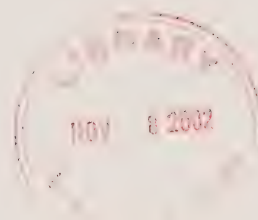
Chair: Joe Fontana, Lib.

**Meeting No. 61**

**Thursday, May 2, 2002**

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**IN CAMERA**









Français

## MINUTES OF PROCEEDINGS

Meeting No. 61

Thursday, May 2, 2002

The Standing Committee on Citizenship and Immigration met at 9:12 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Lynne Yelich.

*Acting Members present:* Paul Forseth for Art Hanger, Gérard Binet for Yvon Charbonneau, John Finlay for Tony Valeri.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

Pursuant to Standing Order 106(2) – the Committee proceeded to the election of Vice-Chairs.

On motion of Paul Forseth it was agreed, - That Jerry Pickard be elected Vice-Chair of the Committee.

On motion of Paul Forseth it was agreed, - That Diane Ablonczy be elected Vice-Chair of the Committee, *in absentia*.

At 9:22 a.m., the Committee proceeded to sit *in camera*.

The Committee began a briefing session on its study on "Competing for Immigrants".

At 10:50 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

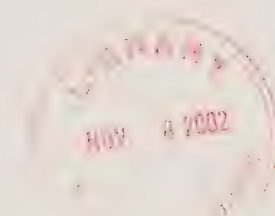
Chair: Joe Fontana, Lib.

**Meeting No. 62**

**Tuesday, May 7, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 62

Tuesday, May 7, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:00 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Anita Neville, Jerry Pickard, David Price, Leis, Lynne Yelich.

*Acting Member present:* Paul Forseth for Art Hanger.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee resumed a briefing session on its study on "Competing for Immigrants".

At 11:00 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

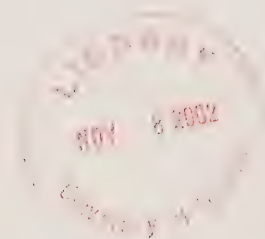
Chair: Joe Fontana, Lib.

**Meeting No. 63**

**Thursday, May 9, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 63

Thursday, May 9, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:11 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Anita Neville.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The attention of the Chair was drawn to the lack of a quorum.

At 9:23 a.m., the Chair declared the Committee adjourned for lack of quorum.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 64**

**Tuesday, May 21, 2002**

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**IN CAMERA**









Français

## MINUTES OF PROCEEDINGS

Meeting No. 64

Tuesday, May 21, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:15 a.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, David Price, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee began its discussions on a draft report on "Competing for Immigrants".

At 10:54 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 65**

**Tuesday, May 21, 2002**

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**IN CAMERA**

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## MINUTES OF PROCEEDINGS

Meeting No. 65

Tuesday, May 21, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:40 p.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Lynne Yelich.

*Acting Member present:* Paul Forseth for Art Hanger.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee began its discussions on a draft report on "Competing for Immigrants".

*Witnesses: From the Department of Citizenship and Immigration:* Daniel Jean, Director General, International Region; Rénaud Gilbert, Director, Asia and Pacific, International Region; Anton Jurkovich, Director, Europe, International Region.

The witnesses answered questions.

At 5:38 p.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 66**

**Tuesday, May 28, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 66

Tuesday, May 28, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:07 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Lynne Yelich.

*Acting Member present:* Paul Forseth for Art Hanger.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee resumed its discussions on a draft report on "Competing for Immigrants".

At 11:50 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 67**

**Thursday, May 30, 2002**

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**IN CAMERA**









Français

## MINUTES OF PROCEEDINGS

Meeting No. 67

Thursday, May 30, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:10 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, David Price, Lynne Yelich.

*Acting Member present:* Paul Forseth for Art Hanger.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee resumed its discussions on a draft report on "Competing for Immigrants".

At 11:30 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

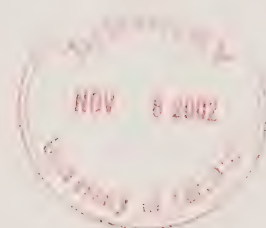
Chair: Joe Fontana, Lib.

**Meeting No. 68**

**Tuesday, June 4, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 68

Tuesday, June 4, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:05 a.m. this day, in Room 307, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis.

*Acting Member present:* Paul Forseth for Art Hanger.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee resumed its discussions on a draft report on "Competing for Immigrants".

At 11:20 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 1st SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

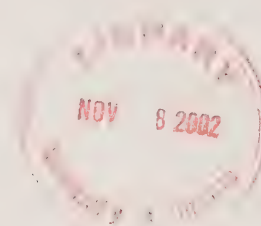
Chair: Joe Fontana, Lib.

**Meeting No. 69**

**Thursday, June 6, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 69

Thursday, June 6, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:20 a.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

Pursuant to its mandate under Standing Order 108(2) and its order of February 4, 2002, the Committee resumed its study on "Competing for Immigrants".

The Committee resumed its discussions on a draft report on "Competing for Immigrants".

It was agreed, - That in response to the decision by the Minister of Citizenship and Immigration to delay creation of the refugee appeal division provided for in the new Act, the Committee recommends to the Minister that he consider retaining two Board members to judge the admissibility of asylum claims and that the Representative from the Bloc Québécois be authorized on behalf of the Committee to relay the above decision of the Committee to the Minister of Citizenship and Immigration and to the Canadian Council for Refugees.

It was agreed, - That the Draft Report, as amended, be concurred in and that the Chairman be instructed to present it to the House.

It was agreed, - That the Chair, in conjunction with the clerk and researchers, make such editorial changes as may be necessary without changing the substance of the report.

It was agreed, - That pursuant to Standing Order 109, the Committee request the government to table a comprehensive response to the report.

It was agreed, - That the Committee authorize the printing of supplemental opinions as an appendix to this report, immediately following the signature of the Chair and that they be submitted to the Clerk by 5:00 p.m. on Friday, June 7 2002.

At 9:50 a.m., the Committee adjourned to the call of the Chair.

Jacques Lahaie

Clerk of the Committee



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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 1**

**Tuesday, November 5, 2002**

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**ORDER OF THE DAY:**

Election of a Chair and Vice-Chairs







## MINUTES OF PROCEEDINGS

ing No. 1

day, November 5, 2002

Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Room 269, West Block.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Madeleine Dalphond-Guiral, Antoine Dubé, Joe Fontana, John Godfrey, Inky Mark, Anita Neville, Joe Peschisolido, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*Guest Members present:* Bob Wood for Yvon Charbonneau, Gérard Binet for Steve Mahoney, Joseph Volpe for Ed Price, Monte Solberg for Grant McNally.

*Guest Member present:* Andrew Telegdi and Murray Calder.

*Attendance:* *From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers, *from the Committees of the House of Commons:* Jeremy Leblanc, procedural clerk.

Pursuant to Standing Order 106(1) election of a Chair.

Clerk of the Committee presided over the election of the Chair.

On the motion of Mark Assad, it was agreed – That Joe Fontana be elected Chair of the Committee.

Accordingly Joe Fontana was duly elected Chair of the Committee and took the Chair.

Pursuant to Standing Order 106(2), election of two Vice-Chairs.

On the motion of Bob Wood, it was agreed – That Jerry Pickard be elected Government Vice-Chair of the Committee.

On the motion of Lynne Yelich moved – That Diane Ablonczy be elected Opposition Vice-Chair of the Committee.

On the motion of Antoine Dubé moved – That Madeleine Dalphond-Guiral be elected Opposition Vice-Chair of the Committee.

By unanimous consent, the Committee proceeded to the election of Opposition Vice-Chair by secret ballot.

The Chair declared that Madeleine Dalphond-Guiral was duly elected Opposition Vice-Chair of the Committee.

On the motion of Joseph Volpe, it was agreed - That the Chair be authorized to hold meetings and to receive and publish evidence when a quorum is not present, provided that at least 3 members are present, including 1 member of the Opposition.

On the motion of Joseph Volpe, it was agreed - That the Committee retain the services of one or more researchers from the Library of Parliament, as needed, to assist the Committee in its work at the discretion of the Chair.

Moved by Anita Neville, -That during the questioning of witnesses, there be allocated ten (10) minutes for the first questioner for the Canadian Alliance, followed by ten (10) minutes for the Liberal, then five (5) minutes for the B.Q.,

then five (5) minutes for the Canadian Alliance, then five (5) minutes for the NDP, then five (5) minutes for the Liberal, then five (5) minutes for the P.C. and if there is subsequent round, that the rotation be the same and all questioning will be for five (5) minutes.

And debate arose thereon.

Madeleine Dalphond-Guiral moved, - That the motion be amended by striking the words "then five(5) minutes for the Canadian Alliance", then five (5) minutes for the Liberal". After debate the question being put,

It was negatived.

Inky Mark moved, - That the motion be amended by striking out the words "then five (5) minutes for the Canadian Alliance".

After debate the question being put it was negatived.

The question being put on the main motion, it was agreed to.

On motion of Madeleine Dalphond-Guiral, it was agreed - That, unless otherwise ordered, each Committee member allowed to have one staff person present at *in camera* meetings.

On motion of Anita Neville, it was agreed - That the Clerk of the Committee be authorized to distribute to the members of the Committee documents received from the public only when they exist in both official languages.

On motion of Joseph Volpe, it was agreed - That one copy of the transcript of all *in camera* meetings be kept in the Committee Clerk's office for consultation by members of the Committee.

On motion of Jerry Pickard, it was agreed - That the Clerk of the Committee be authorized to make the necessary arrangements to provide for working meals for the Committee and its Sub-Committees and that the cost of these meals be charged to the appropriate budget.

On motion of Joseph Volpe, it was agreed - That, except for amendments to bills, forty-eight (48) hours' notice be given before any substantive motion is considered by the Committee.

On motion of Inky Mark, it was agreed - That the motion be filed with the Clerk of the Committee and circulated to members in both official languages. Upon receipt of the notice, the Clerk shall put the motion on the agenda of the Committee's next meeting.

On motion of Bob Wood, it was agreed - That when the Chair is unable to act in that capacity at or during a meeting of the committee, the Chair shall designate a member of the committee to act as Chair at or during the said meeting and such an acting Chair shall be vested with all the powers of the Chairman at or during the said meeting.

At 9:43 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 2**

**Thursday, November 7, 2002**

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**ORDER OF THE DAY:**

Future business







Français

## MINUTES OF PROCEEDINGS

Meeting No. 2

Thursday, November 7, 2002

The Standing Committee on Citizenship and Immigration met at 8:37 a.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Inky Mark, David Price.

*Other member present:* Andrew Telegdi.

*In attendance:* *In attendance:* *From the Library of Parliament:* Benjamin Dolin; Margaret Young, Researchers.

*Witness:* *From the Library of Parliament:* Benjamin Dolin.

The Committee proceeded to discuss future business.

At 9:00 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 3**

**Tuesday, November 19, 2002**

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**ORDER OF THE DAY:**

Technical Briefing Session on Immigration and Refugee Protection Regulations (Safethird Country Agreement)

**WITNESSES:**

*Department of Citizenship and Immigration:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Luke Morton, Senior Counsel, Legal Services;

Bruce Scoffield, Director, Policy Development and International Coordination, Refugees Branch.







## MINUTES OF PROCEEDINGS

Meeting No. 3

Tuesday, November 19, 2002

The Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Room 371, West Block, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses: From the Department of Citizenship and Immigration:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Bruce Scoffield, Director, Policy Development and International Coordination, Refugees Branch; Luke Morton, Senior Counsel, Legal Services.

Pursuant to its mandate under Standing Order 108(2), the Committee proceeded to a Technical Briefing Session on Immigration and Refugee Protection Regulations ( Safethird Country Agreement).

Joan Atkinson made an opening statement and with the other witnesses answered questions.

At 11:05 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerkof the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 4**

**Tuesday, November 19, 2002**

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**ORDER OF THE DAY:**

Immigration and Refugee Protection Regulations (SafeThird Country Agreement)

**WITNESSES:**

*Amnesty International (Canada):*

Michael Bossin, Past President, Refugee Network;

Alex Neve, Secretary General, English Section.

*Canada Employment and Immigration Union:*

Janina Lebon, National Vice-President;

Alan Lennon, Senior Union Representative;

Jeannette Meunier-McKay, National Executive Vice-President.

*Canadian Council for Refugees:*

Janet Dench, Executive Director;

Nick Summers, Vice-President.

*"Table de concertation des organismes au service des personnes réfugiées et immigrantes":*

Richard Goldman, Member of the Executive;





Michèle Jenness, Spokesperson, Vermont Refugee Assistance, Vermont Immigration Project.

*United Nations High Commissioner for Refugees:*

Buti Kale, Senior Protection Officer;

Judith Kumin, Representative in Canada.



## MINUTES OF PROCEEDINGS

Meeting No. 4

Tuesday, November 19, 2002

The Standing Committee on Citizenship and Immigration met at 3:34 p.m. this day, in Room 209, West Block, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Yvon Charbonneau, Madeleine Dalphond-Guiral, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis.

*Acting Members present:* Andrew Telegdi for Steve Mahoney, Betty Hinton for Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses: From the Amnesty International (Canada):* Alex Neve, Secretary General, English Section; Michael Bossin, Past President, Refugee Network. *From the Canada Employment and Immigration Union:* Jeannette Meunier-McKay, National President; Janina Lebon, National Vice-President; Alan Lennon, Senior Union Representative. *From the Canadian Council for Refugees:* Janet Dench, Executive Director; Nick Summers, Vice President. *From the "Table de concertation des organismes au service des personnes réfugiées et immigrantes":* Michèle Jenness; Richard Goldman. *From the United Nations High Commissioner for Refugees:* Judith Kumin, Representative in Canada; Buti Kale, Senior Protection Officer.

Pursuant to its mandate under Standing Order 108(2), the Committee resumed its study on Immigration and Refugee Protection Regulations ( Safe Third Country Agreement).

Alex Neve and Michael Bossin made opening statements and answered questions.

Jeannette Meunier-McKay made an opening statement and with the other witness answered questions.

Richard Goldman and Michèle Jenness made opening statements and answered questions.

Judith Kumin made an opening statement and with the other witness answered questions.

At 6:00 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 5**

**Wednesday, November 20, 2002**

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**ORDER OF THE DAY:**

Immigration and Refugee Protection Regulations (Safethird Country Agreement)

**WITNESSES:**

*American Immigration Lawyers Association:*

Nan Berezowski, Barrister and Solicitor;

David Davis, Barrister and Solicitor.

*Canadian Auto Workers Union:*

Raj Dhaliwal, Director;

Peggy Nash, Assistant to the President.

*Canadian Bar Association:*

Renée Miller, Executive Member, National Citizenship and Immigration Section;

Tamra Thomson, Director, Legislation and Law Reform.

*Southern Ontario Sanctuary Coalition:*

Mary Jo Leddy, Representative.



*As Individual:*

Max Berger.



Français

**MINUTES OF PROCEEDINGS**

Meeting No. 5

Wednesday, November 20, 2002

The Standing Committee on Citizenship and Immigration met at 3:40 p.m. this day, in Room 269, West Block, the Acting Chair, Steve Mahoney, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Steve Mahoney, Inky Mark, Anita Neville, Judy Wasylycia-Leis, Lynne Yelich.

*Other Member present:* Bob Speller.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses: From the American Immigration Lawyers Association:* David H. Davis; Nan Berezowski, Barrister and solicitor. *From the Canadian Auto Workers Union:* Raj Dhaliwal, Director, Human Rights Department; Peggy Nash, Assistant to the President; Lisa Kelly, Counsel. *From the Canadian Bar Association:* Tamra L. Thomson, Director, Legislation and Law Reform; Renée Miller, Executive Membre, National Citizenship and Immigration Section. *From the Southern Ontario Sanctuary Coalition:* Mary Jo Leddy. *From the As Individual:* Max Berger, Barrister & Solicitor.

Pursuant to its mandate under Standing Order 108(2), the Committee resumed its study on Immigration and Refugee Protection Regulations ( Safethird Country Agreement).

Nan Berezowski and David H. Davis made opening statements and answered questions.

Peggy Nash made an opening statement and with the other witness answered questions.

Tamra L. Thomson and Renée Miller made opening statements and answered questions.

Mary Jo Leddy made an opening statement and answered questions.

Max Berger made an opening statement and answered questions.

At 5:31 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 6**

**Thursday, November 21, 2002**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**APPEARING:**

Hon. Denis Coderre, Minister of Citizenship and Immigration

**WITNESSES:**

*Citizenship and Immigration Canada:*

Patricia Birkett, Registrar;

Michel Dorais, Deputy Minister;

Rosaline Frith, Director General;

Luke Morton, Senior Counsel;

Bruce Scoffield, Director, Policy Development and International Coordination, Refugees  
Branch;

Paul Yurack, Counsel.







Français

**MINUTES OF PROCEEDINGS**

Meeting No. 6

Thursday, November 21, 2002

The Standing Committee on Citizenship and Immigration met in a televised session at 9:01 a.m. this day, in Room 237-C, Centre Block, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Steve Mahoney, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Members present:* John Bryden for Joe Peschisolido.

Other member present: Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Appearing: From the House of Commons:* The Hon. Denis Coderre, Minister of Citizenship and Immigration.

*Witnesses: From the Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Alfred MacLeod, Assistant Deputy Minister, Strategic Directions and Communications; Rosaline Frith, Director General, Integration; Paul Yurack, Counsel, Legal Services; Terry Beitner, Director of the War Crime Section, Department of Justice; Luke Morton, Senior Counsel, Legal Services; Bruce Scoffield, Director, Policy Development and International Coordination, Refugees Branch; Patricia Birkett, Registrar, Citizenship.

The Order of Reference dated Friday, November 8, 2002, being now read as follows:

ORDERED, -- That Bill C-18, An Act respecting Canadian citizenship be now read a second time and referred to the Standing Committee on Citizenship and Immigration.

Pursuant to Standing Order 75(1), Clause 1 was allowed to stand

The Chair called Clause 2.

The Honourable Denis Coderre made an opening statement and with the other witnesses answered questions pertaining to C-18, Immigration and Refugee Protection Regulations (Safethird Country Agreement), Annual Report to Parliament on Immigration and on a National Identity Card.

At 10:01 the sitting was suspended.

At 10:06 the sitting resumed.

The Committee resumed consideration of Clause 2.

Rosaline Frith made an opening statement and with the other witnesses answered questions.

At 10:57 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 7**

**Tuesday, November 26, 2002**

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**IN CAMERA**









Français

**MINUTES OF PROCEEDINGS**

Meeting No. 7

Tuesday, November 26, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 9:16 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Anita Neville, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Stan Dromisky for David Price.

*In attendance:* *In attendance:* *From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

Witnesses: Benjamin Dolin and Margaret Young.

Pursuant to its mandate under Standing Order 108(2), the Committee commenced its study on a Draft Report "The Safe Third Country Regulations"

The witnesses answered questions.

By unanimous consent at: 9:36 the Committee proceeded to sit in public.

On motion of Anita Neville, it was agreed - That, as established by the Board of Internal Economy and if requested, reasonable travelling, accommodation, and living expenses be reimbursed to witnesses who are invited to appear before the Committee up to a maximum of 2 representatives for any organization.

On motion of Anita Neville, it was agreed - That, pursuant to Standing Order 111(4), whenever an Order in council for appointment or a certificate of nomination for appointment is referred to the Committee, the Clerk shall obtain and circulate to each member of the Committee a copy of the resume of each appointee.

On motion of Anita Neville, it was agreed - That the Chair be authorized to seek an Order of Reference from the House of Commons for the Committee's travel in January and February 2003 so that the Committee can hold hearings on, Provincial Nominees, Settlement Programs, C-18 and National Identity Card and to Washington, D.C. in relation to its study on security at points of entry in Canada.

On motion of Jerry Pickard, it was agreed - That the Chair be authorised to plan and finalize the budgets and itineraries for the Committee's travel in January and February 2003 to all Provincial Capitals and other cities if deemed necessary and to Washington, D.C. and that the Chair present the said budgets to the Sub-committee on budgets of the Liaison Committee.

On motion of Jerry Pickard, it was agreed - That the researchers be authorised to compile a list of

potential witnesses, that the committee would hear during their travel in January and February 2003 and also prepare a brief outline on the issues the Committee would like the witnesses to address.

On motion of Anita Neville, it was agreed - That six members of the Standing Committee on Citizenship and Immigration and or associate Members hold hearing in St. John's, Charlottetown, Halifax, Fredericton and Quebec City and any other city deemed necessary and that the membership be composed of 2 Liberals, 1 Canadian Alliance, 1 Bloc Quebecois, 1 NDP and 1 PC and that the necessary staff accompany the Committee.

On motion of Anita Neville, it was agreed - That six members of the Standing Committee on Citizenship and Immigration and or associate Members hold hearings in Victoria, Edmonton, Saskatoon, Winnipeg, Toronto and any other city if deemed necessary and that the membership be composed of 2 Liberals, 1 Canadian Alliance, 1 Bloc Quebecois, 1 NDP and 1 PC that the necessary staff do accompany the Committee.

On motion of Anita Neville, it was agreed - That the documents entitled :

- *UNHCR Comments on the Draft Agreement between Canada and the United States of America for « Cooperation in the Examination of Refugee Status Claims from Nationals of Third Countries », dated July 26, 2002,(Appendix 1) and*
- *Report by David A. Martin, Doherty Professor of Law and Weber Research Professor of Civil Liberties and Human Rights, University of Virginia, dated July 15, 2002, (Appendix 2)*

be appended to the evidence presented before the Standing Committee on Citizenship and Immigration on Thursday, November 21, 2002.

By unanimous consent at 9:44 the Committee proceeded to sit *in camera*.

The Committee resumed discussion on a Draft Report "The Safe Third Country Regulations".

The witnesses answered questions.

At 11:48 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

## APPENDIX 1

**UNHCR Comments on the**  
**Draft Agreement between Canada and the United States of America for**  
**"Cooperation in the Examination of Refugee Status Claims**  
**from Nationals of Third Countries"**

**I. Introduction**

The Office of the United Nations High Commissioner for Refugees (UNHCR) is very appreciative of the willingness of the Parties to consult with UNHCR on the draft Agreement between Canada and the United States of America "for cooperation in the examination of refugee status claims from nationals of third countries" (hereinafter "the Agreement").

Overall, UNHCR recognizes as positive the ultimate objective of this Agreement, which is to ensure an appropriate allocation of State responsibility for determining refugee status. UNHCR shares the concern of States to avoid situations where responsibilities in this regard are unclear and hence not assumed, often leading to "orbit" situations for the concerned individuals. UNHCR also appreciates States' concerns to limit unwarranted "forum shopping". At the same time, UNHCR Executive Committee Conclusion 15 (XXX) provides that the intentions of the asylum seeker should "as far as possible be taken into account". In this connection the Agreement's provisions for family reunification and for the exercise of discretion by the Parties are particularly important.

UNHCR's main interest is to ensure that persons seeking protection from persecution will have access to a full and fair procedure to assess their claims, either in Canada or the US, and that protection will be accorded to those in need of it. There are several scenarios which could arise under this Agreement which might put access to protection into question in the individual case. Our observations and recommendations in this respect are set out below.

Also by way of general observation, UNHCR notes with concern that this Agreement may have the unintended effect of encouraging clandestine border crossings, which runs counter to the interests of all parties, including individuals in need of protection. Because the Agreement applies only to persons making claims at land ports of entry, those who manage to cross the border (likely in an irregular manner) and make a claim inland will not be affected. An increase in the number of illegal entrants/stayers is often accompanied by exploitation of vulnerable individuals and can have a detrimental effect on public attitudes toward refugees and asylum-seekers, at a time when both UNHCR and States are endeavouring to ensure that public opinion remains favorable to refugees, and that public confidence and trust in the asylum system is maintained.

UNHCR does recognize that the impact of this Agreement will depend largely on the implementing regulations and policy guidance issued by the Parties. UNHCR is grateful for the Parties' willingness to provide texts of both to the Office for its review and comment, before they are finalized.



## II. Application of US Expedited Removal Procedures

Under current US law, "arriving aliens" with improper travel documents are placed in expedited removal proceedings. UNHCR has expressed concerns about how this expedited removal process functions, given the Office's view of the need for greater procedural guarantees to ensure that *bona fide* refugees are not inadvertently removed to a country of feared persecution (*refoulement*), that they have all "necessary facilities" to present their asylum claim, and that they are treated in a humane manner while their applications are pending.[1] It is unclear from the draft text of the Agreement to what extent persons subject to its provisions would be placed in expedited removal proceedings in the US.

*Recommendation: Given stated concerns about the expedited removal process, UNHCR recommends that such proceedings not apply to persons subject to this Agreement.*

## III. Statutory Bars to Refugee Protection

UNHCR has also raised questions about the consistency with international standards of certain statutory bars to the asylum procedure. Those at issue include the US bar for failure to meet a filing deadline and criminal and affiliation bars in both countries that are broad and automatic in nature. Refugee claimants subject to a US statutory bar that has no equivalent under Canadian law, and *vice versa*, may be required under the Agreement to make a claim in a jurisdiction where they would be ineligible for refugee protection. Under these circumstances, they may well be denied rights under the Convention and Protocol, which, except for the operation of this Agreement, would be available to them.

To give one example, under US and Canadian law, persons who are ineligible for asylum/protected person status may still be eligible for protection from *refoulement* (withholding/stay of removal), but only if they satisfy a heightened legal standard. As a result, claimants who satisfy the refugee definition under the Convention and Protocol, but fail to meet this heightened legal standard, may be subject to *refoulement*.

*Recommendation: UNHCR recommends that where one country would bar an individual access to the asylum procedure or protection from refoulement and the other country would not, this should be an important factor in determining when the Parties will exercise their discretion under Article 6 to review the claim and examine it on the merits.*

## IV. Meaning of "to Adjudicate" a Refugee Claim

UNHCR understands that the purpose of the agreement is to guarantee that one of the two Parties will properly examine a refugee status claim on its merits. Article 3 of the Agreement stipulates that one of the two countries must "adjudicate" the claim before

removing the applicant to a third country. However, it does not define the term "adjudicate." This could result in two problematic scenarios:

(1) *No clear responsibility to consider an applicant's claim:* Neither the US nor Canada at present has any other safe third country agreement in effect. However, if "adjudicate" means "determine eligibility to apply for asylum", then a future "safe third country" agreement concluded by Canada or the US with another country could possibly result in chain removals, without a consideration of the claim on the merits. The worst case result would be "refugees in orbit" and possible *refoulement*;

(2) *A claim on its merits is not considered:* While the US or Canada might accept responsibility to "adjudicate" the claim of an applicant, a bar to asylum or *non-refoulement* protection might apply such that a full consideration of the claim, on the merits under an appropriate international legal standard, never occurs.

*Recommendation: UNHCR recommends that the Parties include a definition of adjudication which ensures that the claim is considered properly on its merits by one of the two Parties. This would clarify that the Agreement creates a "closed system."*

## V. Detention

Detention of asylum-seekers world-wide remains a serious concern. In the US, detention of asylum-seekers, including children, is an issue on which UNHCR has frequently pronounced itself. During the recent surge of asylum-seekers at the US-Canada border in June 2002, the US indicated that it would retain the right to detain any person in unlawful status who was "directed-back" from Canada to the US. Presumably, the position will be the same for claimants returned to the US from Canada under this Agreement.

*Recommendation: As a general principle, asylum-seekers should not be detained. Detention should be resorted to only in exceptional cases. The fact that asylum-seekers have often had traumatic experiences should be taken into account in determining any restrictions on freedom of movement based on illegal entry or presence. UNHCR encourages both Parties to limit the detention of asylum-seekers subject to this Agreement to the greatest extent possible, and to avoid the use of local, state or county jails.*

## VI. Family Unity

UNHCR welcomes the Parties' willingness to establish exceptions for asylum-seekers who have family connections already established in one of the two countries.



#### A. Family Members

UNHCR appreciates the broad definition of "family member", as it includes spouse, son, daughter, parent, legal guardian, sibling, grandparent, grandchild, aunt, uncle, niece and nephew. Common law spouse, however, is not included in this definition, but rather is subject to national interpretation under Article 1(2).

For the exception in Article 4(2)(a) to be invoked, the person seeking entry must have at least one family member who has "lawful permission to remain indefinitely" in the receiving country, or who was granted refugee status there. The term "lawful permission to remain indefinitely" is not defined.

The exception under Article 4(2)(b) takes a more narrow approach to family membership, and as a result would bar parents and grandparents from entering to join children under 18 who are asylum-seekers. It would also bar claimants from joining extended and "de facto" family members who serve or have served as their primary support mechanism.

*Recommendations: UNHCR recommends that the Parties include common law spouses in the definition of "family member". It is also recommended that consideration be given to how extended and "de facto" family members can also be included, regardless of relationship to the refugee claimant, if they serve or have served as the claimant's primary source of emotional and/or material support.*

*UNHCR further recommends that the Parties define in the Agreement the phrase "lawful permission to remain indefinitely" to include those allowed to remain in the US or Canada under withholding of removal or relief under the UN Convention Against Torture (in the US) or a stay of removal after a Pre-Removal Risk Assessment (in Canada).*

*UNHCR also encourages the Parties to extend the scope of Article 4(2)(a) to include persons with lawful permission to remain for "humanitarian reasons." This would include, for example, beneficiaries of Temporary Protected Status (TPS) (in the US) and those from moratoria countries (in Canada) who may remain in either country for an extended period of time due to continued instability in their countries of origin. These individuals can generally work and provide asylum-seeking relatives with necessary support.*

*Consistent with the spirit of Articles 9 and 10 of the Convention on the Rights of the Child, UNHCR recommends that the 18-year age limit for qualifying relatives be dropped from Article 4(2)(b). Moreover, UNHCR recommends that extended and "de facto" family members also be included under this exception, if they serve or have served as the claimant's primary support mechanism.*

#### B. Unaccompanied Minors

UNHCR welcomes the generous exception to the Agreement for "unaccompanied minors."

UNHCR is concerned that a child wishing to apply for asylum in the receiving country may be intercepted during outbound inspections in the country of last presence, and taken into custody. Unless the country of last presence permits the child to proceed to the receiving country to lodge his/her refugee claim, the child would not benefit from this exception.

Under the Agreement's definition of "unaccompanied minor", a child would not be considered "unaccompanied" if s/he had a parent in either Canada or the US. In that case, and if the exceptions under Articles 4(2)(a) or 4(2)(b) did not apply, the child would not be able to join his or her parent.

Finally, the Agreement does not ensure that unaccompanied minors will not be detained in the receiving country, absent exceptional circumstances.

*Recommendations: UNHCR recommends that the cases of unaccompanied minors be processed in a priority manner. Because age assessment is not an exact science, UNHCR hopes that separated children will receive the benefit of the doubt when age determinations are made.*

*UNHCR recommends that the Parties ensure that unaccompanied minors are permitted to apply for asylum in the receiving country if apprehended during an outbound inspection.*

*UNHCR urges that children be permitted to apply for asylum in the receiving country if a parent or legal guardian resides there.*

*UNHCR urges that separated children not be detained and proper care arrangements also be made pending determination of a claimant's age, if age assessment is deemed necessary.*

## **VII. Validly Issued Visas**

For exception 4(2)(d) to operate, the individual must have a "validly issued visa" or other "valid admission document, other than for transit", issued by the receiving country, or be from a country for which only the receiving country does not impose visa requirements. However, the term "validly issued visa" is not defined.

UNHCR's understanding of current US law is that an "arriving alien" will be considered inadmissible and placed in expedited removal proceedings if s/he arrives at a port of entry with purportedly false documents or no documents. In this context, "false" documents would include tourist or business visas if the person's true intention was to apply for asylum. It is not clear in the draft Agreement if such a standard would also apply to "validly issued" documents under Article 4(2)(d).



This provision is silent with regard to refugee claimants from countries for which neither Party maintains a visa requirement, as well as claimants who obtained visas for travel to both the US and Canada.

*Recommendations: UNHCR recommends that the Agreement or its regulations/rules, define "validly issued visa" in a manner which does not link validity of issue to the presumed subjective intentions of the asylum seeker.*

*UNHCR further recommends that claimants with visas for both countries, as well as claimants who do not need visas for either country, be allowed to choose where to lodge their claim.*

## **VIII. Status of Applicants Seeking Entry**

Article 4(3) stipulates that the country of last presence is not required to take back a claimant until a final determination is made by the receiving country on whether one of the Agreement's exceptions apply. Determination of family links may be difficult to establish at the port of entry. Interviews may be lengthy and claimants may require many days to obtain proof of relationship. It is not clear from the Agreement how claimants will be treated during this period -- will they be admitted, required to wait at ports of entry, asked to wait in the other country, or detained pending determination of family links? In Canada, it is unclear whether the determination of relationship will be part of the eligibility decision, which, under the Immigration and Refugee Protection Act must be taken within 72 hours.

*Recommendations: UNHCR urges the receiving country to admit an applicant into its territory while it determines whether s/he falls under one of the Agreement's exceptions. UNHCR further urges the Parties not to detain asylum-seekers during this period.*

## **IX. Effective Review Procedures**

In UNHCR's view, determinations under "safe third country" agreements must be reviewable, with such reviews having suspensive effect.

It is unclear if a review procedure will exist for decisions made under the Agreement (e.g., whether one of the exceptions applies to the applicant).

*Recommendation: UNHCR encourages the Parties to include in the Agreement a provision for an effective review procedure.*

## **X. Discretion**

UNHCR welcomes the language of Article 6, which allows each Party the discretion to examine a refugee claim when it is in its public interest to do so. However, issues regarding how claims will be made, how they will be adjudicated, and by whom, are not addressed.

*Recommendation: UNHCR recommends that the exercise of discretion under Article 6 be approached broadly in cases of humanitarian concern, and that the process be delineated in regulations. Gender-based claims, which are currently assessed quite differently by the Parties, should be given particular consideration.*

## **XI. Exchange of Information**

The intended scope of Article 7(a) is unclear. UNHCR is concerned that information about individual asylum-seekers should not be disclosed to third parties, especially to the individual's country of origin.

*Recommendation: UNHCR recommends that the Parties make clear that this article refers only to exchange of information between the Parties.*

## **XII. Implementation**

In June 2002, there was a large surge in the number of asylum-seekers approaching the Canadian border from the US, resulting in significant accommodation and public health concerns. Some were seeking to enter Canada before the new immigration law (IRPA) went into effect on 28 June, but others were seeking entry due to unfounded rumors that the Agreement was due to go into effect that same day. UNHCR anticipates that there may be a similar "rush to the border" after the final text of the Agreement is signed, but before it is implemented.

*Recommendation: In anticipation of a possible surge of asylum applicants at the border once the final text is announced, UNHCR hopes adequate resources will be made available to process asylum claims in a timely and humane manner.*

## **XIII. Monitoring and Periodic Review**

UNHCR welcomes the opportunity given in Article 8(3) to participate in reviews of the Agreement and its implementation, the first of which is to occur within 12 months of the Agreement's date of entry into force. UNHCR notes that ongoing monitoring of the Agreement's implementation will be vital to make these periodic reviews meaningful. UNHCR is prepared to play a role in this monitoring, as part of its advisory responsibilities. NGOs could also have an important role to play in this regard. Involvement of NGOs would provide greater breadth of geographic coverage. NGOs also have the most direct contact with the affected asylum-seekers.

*Recommendation: UNHCR recommends that the Parties include in the Agreement a provision for the monitoring of its implementation, which could involve both UNHCR and NGOs in the two countries.*

#### **XIV. Resettlement**

In Article 9, the Parties agree to "endeavor to assist" each other in the resettlement of persons determined "to require protection in appropriate circumstances." It is unclear how this relates to the subject of the Agreement, *i.e.*, cross-border asylum applications.

*Recommendation: UNHCR recommends that this article be omitted from the Agreement, given that it does not deal with cross-border applications for asylum. In any case, in view of UNHCR's overall statutory responsibility for helping governments to provide refugees with durable solutions, UNHCR hopes to be kept informed of the actions of the two governments under this provision.*

UNHCR  
26 July 2002



## APPENDIX 2

David A. Martin  
Doherty Professor of Law and Weber Research Professor of  
Civil Liberties and Human Rights, University of Virginia

July 15, 2002

Canada and the United States have announced preliminary consensus on a draft Agreement for Cooperation in the Examination of Refugee Status Claims from Nationals of Third Countries. Both countries are undertaking further consultations within their own systems, notably with interested nongovernmental organizations (NGOs) before concluding a final agreement. The proposal has encountered significant NGO criticism on both sides of the border, as well as some expressions of concern by the office of the United Nations High Commissioner for Refugees (UNHCR). This memorandum evaluates those criticisms and concerns.

Based on a review of the press accounts, memoranda, and correspondence received, it appears that the main complaints focus on the United States' alleged failures to live up to international standards (or at least to levels of desired practice) in the following areas: (1) the use of expedited removal for arriving aliens who lack documents or present fraudulent documents, (2) detention of asylum seekers, (3) treatment of juveniles, and (4) the doctrine governing gender-based asylum claims. This memorandum addresses each of these questions in some detail below, and then gives shorter treatment to certain other issues raised, at least in passing, by the NGOs. It does not cover issues in the materials that were apparently voiced by critics while the draft Agreement was being prepared but which have been provided for in the Agreement itself. These include UNHCR's concerns that persons returned under the Agreement not be transferred on to yet another state without a decision on the merits (addressed in Art. 3), and that family links in the receiving country be taken into account before returning someone to the other country (addressed in Art. 4(2)).

## I. Expedited Removal

Amendments adopted by the U.S. Congress in 1996 provide for the expedited removal of persons who arrive at U.S. borders without required documents or with fraudulent documents. Immigration and Nationality Act (INA) § 235(b)(1). Under this provision an immigration inspector at the border is authorized, in specified circumstances, to issue a fully enforceable removal order without further review by an immigration judge or a federal court. The procedure has drawn considerable criticism from NGOs, in both Canada and the United States, principally based on concerns about how it would affect asylum applicants. But many of the criticisms reflect a misunderstanding of the actual operation of the procedure, and in some instances apply standards that cannot be said to reflect international law.<sup>[2]</sup>

A detailed description of the procedure, along with an analysis of criticisms very much like those now being made in the Canadian debate, appears in the memorandum containing my responses to Point 16 of the questions posed in the *Salas* litigation in the United Kingdom (pp. 38-52 of the memorandum relating to the 17 March 2000 letter). This memorandum has been previously supplied, and I will not repeat that description here. Instead I will highlight only a few points that seem to bear major emphasis in light of criticism from the Canadian press and NGOs.

Expedited removal does not allow final rejection of an asylum claim by an immigration inspector



at the border. Any minimal indication of an asylum claim or a fear of return by the individual during the questioning by the inspector triggers a mandatory referral to an experienced asylum officer. Moreover, the inspector must give specific advice about asylum claims and must ask about any fear of return during the detailed interview, which is required before any expedited removal order can be issued. If the case is referred, the asylum officer interviews the individual no sooner than 48 hours later, with interpreter service provided at government expense (if necessary). During the intervening time, the individual has a specific statutory right to consult with persons of his or her choosing, which may include counsel. The asylum officer decides only a limited threshold question after the interview: Does the individual possess a "credible fear of persecution"? This is a standard far easier to satisfy than the full test for refugee status; over 90 percent of persons in this setting pass credible-fear screening. Negative decisions by the asylum officer are reconsidered by an immigration judge on request, in a special procedure that must be completed within 7 days.

Those who pass credible-fear screening go on for a full adversarial hearing of the asylum claim before an immigration judge weeks or months later. That merits hearing does not differ from those given other asylum claimants. Most who pass credible-fear screening are released pending the full hearing; the statute's mandate of detention with regard to expedited removal applies only through the credible-fear screening stage, and the individual is considered for release according to normal standards thereafter. Though steps are taken to help facilitate contact with pro bono attorneys, there is no right to government-paid counsel (here or in the ordinary asylum or removal procedure), but the relevant international standards do not mandate counsel. See UNHCR Executive Committee (EXCOM) Conclusions No. 8 (Determination of Refugee Status) and No. 30 (The Problem of Manifestly Unfounded or Abusive Applications for Refugee Status or Asylum).[3] Conclusion No. 30 specifically countenances "expeditious" procedures for dealing with obviously unfounded claims, and the US procedure is not greatly different from comparable procedures used by some European countries. Further development of these themes may be found in David A. Martin, *Two Cheers for Expedited Removal in the New Immigration Laws*, 40 Va. J. Int'l L. 673 (2000).

## II. Detention of Asylum Seekers

Amnesty International is incorrect in stating that "US detention practices violate international law." Immigration detention is applied only to those who are *prima facie* illegally in the United States, and only up to the point at which asylum is granted. The overwhelming majority of asylum claimants are not detained at all. Among those who are initially detained, the fact that a claim passes a preliminary screening for validity (usually the "credible fear" standard discussed above in connection with expedited removal) counts as a favorable factor that supports a decision to release. But such factors are balanced against other features of the person's case that might indicate either dangerousness if released or a flight risk (including doubts about the person's identity). A substantial number of asylum applicants lack reliable identity documents, and U.S. statistics suggest that a sizable percentage of asylum claimants do not appear for their hearings or, if unsuccessful in their claims, for deportation when summoned.[4]

International law does not forbid detention of asylum seekers. Although Article 26 of the 1951 Convention relating to the Status of Refugees guarantees freedom of movement to refugees in a contracting state, it quite pointedly limits this protection to "refugees lawfully in the territory." The U.S. is in full compliance with that provision, because immigration detention applies only to those viewed as illegally present, and is in any event only applied to a small minority of applicants. Article 31 of the Convention provides with regard to refugees unlawfully in the country of refuge that restrictions on their movement shall be limited to "those which are necessary and such restrictions shall only be applied until their status in the country is regularized or they obtain admission into another country." The treaty does not expand on the criteria for judging necessity; this rather vague term thus leaves a margin of discretion to states. Commentators sometimes resort to UNHCR Executive Committee (EXCOM) Conclusions for

guidance in resolving interpretive uncertainty of this sort, but it must be borne in mind that the EXCOM has not been given the authority to issue legal interpretations of the Convention. Its Conclusions are worthy of respect as guidance regarding advisable state practice, but cannot be taken as authoritative statements of international law.[5]

Nonetheless, EXCOM Conclusion No. 44, Detention of Refugees and Asylum Seekers, that body's principal pronouncement on this field of practice, is consistent with U.S. practice. That Conclusion (appropriately) expresses concern about excessive use of detention, and goes on to provide:

If necessary, detention may be resorted to only on grounds prescribed by law to verify identity; to determine the elements on which the claim to refugee status or asylum is based; to deal with cases where refugees or asylum-seekers have destroyed their travel and/or identity documents or have used fraudulent documents in order to mislead authorities of the State in which they intend to claim asylum; or to protect national security or public order.

These are consistent with the grounds employed in U.S. law.

The UNHCR letter to Minister Coderre of 2 May 2002, expresses further concern about the detention of asylum seekers in the United States. It urges that Canada seek an undertaking that returned asylum seekers not be detained "except on serious security grounds or in the event that they do not co-operate with the authorities in ascertaining their identity." The vast majority of decisions to detain asylum seekers in the United States would conform to that description. But the requested limitation clearly goes beyond what is required by the Convention and indeed by Conclusion No. 44, which recognizes a wider range of grounds for detention and does not limit security-based detention in the manner stated in the letter. Some greater margin for action with regard to security concerns is reasonable in view of recent experiences with terrorist threats. The letter should probably be seen as UNHCR urging that states go beyond the minimum requirements of international law to adopt what that office regards as progressive practice -- a legitimate stance for the UNHCR to take. But the standards suggested in the letter cannot be taken as a statement of what international law currently requires.

It is of course fair and often appropriate to criticize particular detention decisions, taking issue with the assessment of the facts in the particular case, or urging that decisionmakers lean more toward release in cases of doubt. But such disagreements over particular decisions do not indicate a violation of international standards. Furthermore, there are always further forums in the United States in which to air such disagreements. Decisions on detention are all subject to further review, at least in court on a petition for habeas corpus. Although the court's standard of review is deferential to the administrative decision, habeas corpus provides a genuine check against abuse of the detention power. Furthermore, except in border cases (involving what the Immigration and Nationality Act now terms "arriving aliens"), INS decisions on the terms of release are also subject to somewhat more demanding review by an immigration judge in what is called a "bond redetermination" proceeding. The judge's decision is further subject to appeal to the Board of Immigration Appeals (BIA).

A few further charges made by Amnesty International merit comment. Its memorandum complains of both mandatory and long-term or indefinite detention. Mandatory detention of categories that may include asylum seekers arises only in two circumstances:[6] (1) if the person has been convicted of an aggravated felony (a circumstance that generally triggers the exclusion clauses of the Convention and in any event is quite consistent with Conclusion No. 44 as a ground for detention), or (2) if the person's case is treated under the expedited removal provisions of the INA, described in more detail above. It is essential to recall that detention under the expedited removal provisions is mandated only during the initial period of a few days, until the credible fear screening is concluded. If the person



passes credible fear, he or she is considered for release based on a full review of the relevant factors, including flight risk and dangerousness. A strong majority are released after this review.[7]

Indefinite detention under the U.S. system results only from circumstances where no other country would receive someone who is subject to a final order of removal, and in the last half-century's practice it has occurred only in cases involving individuals with serious criminal records.[8] The U.S. Supreme Court placed significant restrictions (normally a limit of approximately six months) on such detention in a landmark decision last summer. *Zadvydas v. Davis*, 121 S.Ct. 2491 (2001).

Those who meet the refugee definition provided in the 1951 Convention (thus the only persons covered by the protections against detention set forth in Arts. 26 and 31 of that treaty) are highly unlikely to encounter detention in the United States of any significant length. Even if not released at the time of filing the claim, they are entitled to release once asylum has been finally granted. Determination of the claim normally consumes only a limited period of time. As a result of reforms implemented in 1995, the U.S. system completes first-instance consideration of the vast majority of asylum claims within 180 days. (Often during this period, depending on the precise procedural stage at the time the asylum claim is filed, the individual's claim will have been heard both by an asylum officer in a nonadversarial setting and by an immigration judge). Appeals can consume additional lengthy periods, but the Board of Immigration Appeals places a priority on detained cases, accelerating their resolution.

Amnesty International also complains about conditions of confinement, in a sentence of the memorandum that makes it sound as though severe practices (such as physical abuse) are quite common. This is a distortion of actual practice. Over the past five years, INS, in close consultation with the American Bar Association and other advocacy groups, has adopted detailed Detention Standards, hundreds of pages in length. They are now operative in all INS facilities and most other detention units employed (such as local jails or private facilities under contract with INS to furnish detention space). INS also has reorganized its detention function to assure more complete monitoring of compliance with the standards. The Standards cover 37 different areas of treatment, setting forth realistic but protective standards, for which facilities managers are accountable, and detailing a grievance procedure for complaints.[9] Physical abuse is strictly forbidden and extensive provisions cover medical care for detainees. Amnesty's memorandum states that "[m]any [detainees] are denied access to their families, lawyers, and non-governmental organizations (NGOs) who could help them." To the contrary, the lengthiest chapter of the Standards provides for visitation, with extensive provisions for access of the kind described -- and particularly broad rights for attorney access, including during late hours and on weekends. A separate chapter provides for rights presentations to detainees by outside groups (NGOs). By statute and regulation, all detainees must be given current lists of organizations in the area that provide pro bono legal services. Amnesty's charges appear to derive from a few instances where a detention facility violated the Standards (or predecessor statements of policy). There have been such occasions, some involving asylum seekers, and all such failures deserve condemnation. But INS has taken action when such failures come to light, disciplining the officers involved or even closing a noncompliant facility (such as the immediate closure of an Elizabeth, N.J., contract facility in 1995 after detainee disturbances). The Standards were developed, and the Detention and Removal function restructured, in an effort to provide greater assurance against any such violations of policy. Continued vigilance over implementation is of course required, but the basic provisions governing detention, including detention of asylum seekers, are in accord with international standards.

### **III. Treatment of Juveniles**

The Amnesty International memorandum expresses particular concern about the detention of children seeking refugee status. (This concern appears inapplicable to the proposed Canada-U.S. Agreement, because the Agreement expressly excludes unaccompanied minors from return to the



country of last presence. Art. 4(2)(c). Nonetheless the assertions paint such a misleading picture of US practice that they should be addressed.) The memorandum asserts that in 2000, INS “detained nearly 4700 children” who arrived at US borders, “many” of them “in juvenile and county jails.” This statement grossly distorts the actual practice. To begin with, it uses a highly misleading concept of detention -- almost a play on words. As the U.S. Supreme Court has noted, “the INS cannot simply send [juveniles] off into the night on bond or recognizance.” *Reno v. Flores*, 507 U.S. 292, 295 (1993). Moreover, there have been instances of juveniles who have disappeared from foster families or other placements and have been discovered in the custody of the trafficker or smuggler who brought them, working under exploitative conditions. For these reasons, INS does assume a form of custody in order to take responsibility for unaccompanied juveniles encountered in the course of its enforcement activities (roughly 4700 juveniles in 2000). But the vast majority are released to parents, legal guardians, other adult relatives, or to licensed juvenile facilities, including an expanding array of highly professional shelter-care facilities. Many juveniles thus remain in INS’s formal custody until their cases are resolved or they are reunited with family, but they are not “detained” in any reasonable sense of that term.

Over most of the last decade, a settlement agreement in the case of *Reno v. Flores*, cited above, [10] has provided the governing framework for INS treatment of juveniles. (A settlement agreement is enforceable through the full coercive powers of the court in which the litigation occurred.) Some 24 pages in length, it expressly requires INS to place juveniles in the least restrictive setting possible (para. 11), and it goes on to flesh out that requirement and to detail other guarantees of treatment and procedures for implementation. INS proposed regulations in 1998 to codify the basic points of the settlement agreement, for permanent application even after the agreement itself expires. 63 Federal Register 39759 (1998). Final rules were not completed before the change of presidential administrations, but a new request for comments on the proposal appeared in January 2002, signaling the Bush Administration’s intent to push this project along, as part of a reexamination of “the appropriate infrastructure and policies for managing and developing its programs relating to unaccompanied minors.” 67 Federal Register 1670 (2002). In the meantime, INS has stated that it will continue to adhere to the *Flores* settlement even after it expires, until the new regulations are in place.

Only a small minority of aliens in INS custody are detained in secure facilities (which might fit Amnesty’s description of “juvenile jails”), but there the settlement agreement requires separation from delinquent offenders. No juveniles may be placed in county jails, contrary to the memorandum’s assertion. Some such detention in secure juvenile facilities is consistent with the standards of *Flores* and the proposed regulations -- such as juveniles who have committed crimes or threatened others, or those who cannot be protected in any other setting from, e.g., the trafficker who expects the juvenile to work off a debt. Other minors are released to parents, legal guardians or, under specified conditions, to other adult relatives. See 8 C.F.R. § 236.3 (2001). And the rest are placed in licensed shelter-care facilities or, in some instances, in medium security facilities. The governing standards provide considerable protections for unaccompanied minors picked up by INS.

Nevertheless, INS field staff have sometimes lapsed in the implementation of these standards (including a few egregiously erroneous placements or other mistreatment). Some juveniles have been placed in facilities where they did not belong or kept in secure facilities for longer than they should have. These incidents have received wide publicity and have (quite properly) triggered internal and external steps to assure that they are not repeated. Legislation proposed in Congress would create additional safeguards, including paid counsel and a guardian ad litem, and also restructure the offices responsible for unaccompanied alien minors. It is not clear whether that legislation, although it has wide support, will be enacted, in part because of initiatives taken by INS. The current Commissioner, James Ziglar, has placed a high personal priority on improving performance regarding juveniles. He created an Office of Juvenile Affairs in November 2001 reporting directly to him, and by regulation he has given



that office direct line authority over all field officers carrying out functions relating to juveniles. Many key decisions affecting custody and release of juveniles are now made directly by the Director of the Office of Juvenile Affairs.[11] This new priority, especially because of the striking change in the chain of command, has already resulted in considerable improvement in field implementation of long-established policies.

Beyond the detention question, in December 1998 INS adopted a progressive set of guidelines for the consideration of asylum claims filed by minors. They were modeled on the Canadian guidelines and have generally been welcomed by the NGOs and the UNHCR. Guidelines for Children's Asylum Claims, 76 Interpreter Releases 1 (1999).

#### IV. Gender-based Asylum Claims

Both the Amnesty International and particularly the Hastings College of the Law memorandum base much of their criticism of the Agreement on an alleged failure of the United States to protect persons who have experienced gender-based persecution in their home countries. But in fact the United States has been prominent in adopting a variety of protections for female asylum seekers and in pioneering progressive doctrine on such claims. Eight years before the Supreme Court of Canada decided the *Ward* case,[12] the U.S. Board of Immigration Appeals issued a widely cited and internationally influential decision interpreting the Convention concept of persecution on account of membership in a "particular social group" to include persecution on account of sex.[13] *Matter of Acosta*, 19 I & N Dec. 211, 233 (1985), modified on other grounds, *Matter of Mogharrabi*, 19 I&N Dec. 439 (1987). In 1995 INS issued a set of guidelines on women's asylum claims, generally quite well-received by NGOs and UNHCR. 72 Interpreter Releases 771, 781 (1995). The United States has played a significant activist role in international conferences on protecting women against violence, and has adopted two major statutes to address violence against women. Both contain special provisions easing immigration requirements for spouses who have been subjected to abuse, including a right for those married to U.S. citizens or permanent residents to self-petition for permanent resident status without the spouse's involvement, a provision allowing relief from deportation on favorable terms to those who have been victims of abuse, and new "T" and "U" visas that can provide permanent resident status for those who have been the victims of trafficking and other forms of criminal mistreatment. In 1993, the BIA granted asylum to a Haitian woman who had been gang-raped by members of the Haitian military, recognizing rape as a form of persecution. *Matter of D-V-*, 21 I&N Dec. 77 (BIA 1993). In 1996 the BIA decided the highly publicized *Kasinga* case, granting asylum to an 18-year-old woman who faced female genital mutilation (FGM) if returned to Togo. *Matter of Kasinga*, 21 I&N Dec. 357 (BIA 1996). This case has become an international landmark in the recognition of FGM as the basis for an asylum claim. More recently the BIA granted asylum to a young woman repeatedly abused by her father, finding that his acts amounted to persecution on account of religion. *Matter of S-A-*, Interim Dec. 3433 (BIA 2000).

Most of the concern about U.S. treatment of gender-based asylum claims seems to focus on one especially difficult and controversial area of doctrine, that having to do with refugee status claims based on domestic abuse, and on one particular BIA decision, *Matter of R-A-*, Int. Dec. 3403 (BIA 1999). Many other nations are also wrestling with these legal issues, and it is far from clear that *Matter of R-A-* was inconsistent with international law and practice, although the decision does take a restrictive view of the definition of "particular social group" and of the required nexus between the persecution and one of the five grounds specified in the Convention. In any event, that decision by the BIA triggered a reconsideration of position by INS, which then asked the Attorney General to use her statutory authority and review the BIA's decision. (See the description of this sparingly used procedure for "referral" of a case to the Attorney General in the answer to Point 14 of the *Salas* memorandum previously supplied.) Attorney General Reno vacated the BIA's decision in January 2001, and remanded it to the BIA for

further proceedings after new regulations on these issues have been promulgated. 78 Interpreter Releases 256, 335 (2001). The draft regulations, which were designed to be far more receptive to claims like those presented in *R-A-*, had been published in December 2000. 65 Federal Register 76588 (2000). They attracted considerable comment from the public, and INS is now working on final regulations. Although the Hastings memorandum contains many points of criticism of the proposed regulations, such points were presented in the public comment period, and will have to be addressed in some fashion -- possibly through amendment of the proposal -- before final enactment.

In sum, the BIA's *R-A-* decision does not set forth governing U.S. doctrine, precisely because it has been vacated on order of the Attorney General. Although some real uncertainty about current standards exists (an uncertainty that will likely persist until the new regulations appear), there is no reason to think that lower tribunals are applying a severe rule to such claims. One study of the period following Attorney General Reno's order found that the INS Asylum Office has issued 22 grants in domestic abuse cases (and similar gender-related cases), as against



7 denials, while immigration judges had granted 33 and denied 7.[14] The Hastings memorandum's assertion that "the unsettled state of U.S. law is leading to denials of protection to victims of gender persecution in a manner that is not consistent with international law" thus seems unduly alarmist. Even under a highly generous reading of the governing standards as applied to domestic abuse, some cases will still be denied on credibility grounds or for other failures of proof. And even the most ambitious readings of protections in this field do not call for asylum grants to all who have suffered abuse. Under those readings, the refugee definition fits only when the country of origin provides systematically inadequate protection for victims.

## V. Other Issues

Other issues raised in the NGO and UNHCR materials received deserve brief comment.

**Bars to asylum applications, including the one-year deadline.** The UNHCR memorandum expresses the view that "some of the U.S. bars [to access to the asylum procedure] are contrary to international standards." This is a highly arguable reading of the bars, which were enacted in 1996, and does not adequately reflect the state of U.S. practice. The statute bars access (1) if the person may be removed to a safe third country pursuant to a bilateral or multilateral agreement; (2) if the person fails to apply within one year of arrival in the United States; or (3) if the person was previously denied asylum in the United States. INA § 208(a)(2). The UNHCR's own memorandum indicates acceptance of the first bar, provided the agreement is sufficiently protective; hence the concern must be the other two. (The CCR release also objects to the one-year deadline.)

Both of the latter bars, however, are subject to override, under the statute, if the individual proves "changed circumstances which materially affect the applicant's eligibility for asylum or extraordinary circumstances relating to the delay in filing." The implementing regulations give a generous interpretation to the override provisions. For example, they provide that the one-year deadline is calculated from "the date of the alien's *last* arrival in the United States." INA § 208.4(a)(2)(ii) (emphasis added). Any returns under the proposed Canada-United States Agreement that are seen as creating a new arrival will therefore start the clock running anew. The term "extraordinary circumstances" includes, *inter alia*, serious illness or disability, presence as an unaccompanied minor, ineffective assistance of counsel, or presence in the United States in some other recognized status. INA § 208.4(a)(4), (5) (2001).

Importantly, the *nonrefoulement* provision of the U.S. statute, which is commonly called withholding of removal, INA § 241(b)(3), is not limited by any temporal deadline. The 1951 Convention does not require asylum for someone who is not lawfully present on the territory. It requires only *nonrefoulement* in that circumstance. Therefore the United States is within its technical legal authority to deny asylum to late filers, so long as it honors the principle of *nonrefoulement*. Although there could conceivably be objection to the outcome of particular cases affected by the one-year deadline, based on the U.S. use of different threshold standards for asylum and for withholding (as explained in my memorandum in the *Salas* case, previously provided, see pp. 9-10, 17-20), I am not aware of any case where the United States has actually deported a late-filer to a country where he or she has a well-founded fear of persecution.

**Foreign policy considerations.** The Canadian Council for Refugees (CCR) press release of June 20, 2002, claims that the United States allows foreign policy criteria to influence its treatment of refugees. This is incorrect. The training of asylum officers explicitly instructs against such a practice, and both they and the immigration judges take their independence from foreign policy considerations quite seriously. Further, the role of the State Department (historically limited to an advisory role in any case) has been reduced in recent years to help assure against any possibility of such an influence.

Moreover, the U.S. government reinforced its commitment to these principles in an agreement settling a major lawsuit in 1991.[15]

**Alleged right to choose one's country of asylum.** The CCR release states: "International law endorses the right of asylum-seekers to choose their country of asylum." This is incorrect. The Convention makes a significant inroad into sovereignty in the form of the *nonrefoulement* guarantee. It goes no further. Professor Hathaway has pointedly noted "the failure to include in the Convention any obligation beyond 'non-refoulement,' that is, the duty to avoid the return of a refugee to a country where she faces a genuine risk of serious harm. While willing to provide emergency protection against return to persecution, the states that participated in the drafting of the Convention insisted that they be allowed to decide who should be admitted to their territory, who should be allowed to remain there, and ultimately who should be permanently resettled." [16] Perhaps CCR is referring to UNHCR EXCOM Conclusion No. 15, which includes the following: "The intentions of the asylum-seeker as regards the country in which he wishes to request asylum should as far as possible be taken into account." Even if this could be seen as a statement of governing international law (contestable in view of the limitations on the EXCOM's legal authority), the very language of the Conclusion designedly gives states considerable latitude in deciding under what circumstances the intentions of the claimant should be considered, and if so, how much weight they should be given. The proposed Agreement in fact does take such intentions into account in the circumstances set forth in Article 4(2) (primarily involving family ties or previous visa issuance). There is no right under international law to choose one's country of asylum.



[1] For example, UNHCR has noted its concerns about applicable legal standard ("credible fear" of persecution), mandatory detention, inadequate access to legal assistance due to detention in remote locations, and application of expedited proceedings to vulnerable and at-risk groups.

[2] It is not clear from the text of the proposed Agreement whether expedited removal could be applied to persons returned to the United States. By U.S. statute, the expedited removal procedure applies only to "arriving aliens," and someone returned after having gotten no further than the Canadian land border port of entry -- the only point where the current Agreement applies -- may well not be considered to be effecting an arrival.

[3] EXCOM Conclusions may be readily accessed through the UNHCR website at: <<http://www.unhcr.ch/cgi-bin/texis/vtx/home?page=exec>>.

[4] For example, a 2000 report by the General Accounting Office found that 42 percent of those released during the expedited removal process after satisfying "credible fear" screening failed to appear for their immigration hearings. Although limitations in the study probably inflated this statistic, the study documented genuine reasons for concern about an overly liberal release policy. General Accounting Office, *Illegal Aliens: Opportunities Exist to Improve the Expedited Removal Process*, GAO/GGD-00-176, at 5-6 (Sept. 2000).

[5] See Jerzy Sztucki, *The Conclusions on the International Protection of Refugees Adopted by the Executive Committee of the High Commissioner's Programme*, 1 Int'l J. Refugee L. 285, 308 (1989).

[6] This discussion omits detention following the entry of a final removal order, because that may happen only following a final rejection, including any opportunity for appeal, of asylum or other protection claims. At that point, the person has been authoritatively determined not to be a refugee, and in any event no longer comes within the ambit of the refugee treaties.

[7] The GAO study discussed in note 3 above found that INS was then releasing 78 percent of persons subject to expedited removal who had passed credible-fear screening.

[8] This memorandum does not discuss possible preventive detention of indefinite length, by analogy to that imposed on prisoners of war, which the U.S. government has recently imposed on a few individuals based on a judgment that they are "unlawful enemy combatants." This procedure has not been applied to any asylum seeker, so far as I am aware, and in any event the entire practice is now under challenge in the courts.

[9] The Standards appear at <<http://www.ins.usdoj.gov/graphics/lawsregs/guidance.htm>>.

[10] The agreement appears at <<http://www.centerforhumanrights.org/FloresSettle.html>>.

[11] 67 Federal Register 39255 (June 7, 2002).

[12] *Ward v. Attorney General of Canada*, [1993] 2 S.C.R. 689.

[13] "[W]e interpret the phrase 'persecution on account of membership in a particular social group' to mean persecution that is directed toward an individual who is a member of a group of persons all of whom share a common, immutable characteristic. The shared characteristic might be an innate one such as sex, color, or kinship ties . . . ."

[14]Stephen M. Knight, *Seeking Asylum from Gender Persecution: Progress Amid Uncertainty*, 79 Interpreter Releases 689 (May 13, 2002). The author is a coordinating attorney for the Center for Gender and Refugee Studies, the institution that prepared the Hastings memorandum. His ultimate evaluation of U.S. practice in this field, although noting points of concern, is far more positive in tone than the Hastings memorandum.

[15]The settlement agreement, approved by the court, states that “under the new asylum regulations as well as the old: foreign policy and border enforcement considerations are not relevant to the determination of whether an applicant for asylum has a well-founded fear of persecution; the fact that an individual is from a country whose government the United States supports or with which it has favorable relations is not relevant to the determination of whether an applicant for asylum has a well-founded fear of persecution . . . .” *American Baptist Churches v. Thornburgh*, 760 F.Supp. 796,799 (N.D.Cal 1991).

[16]James C. Hathaway, *The Law of Refugee Status* 14 (1991).



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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## **MINUTES OF PROCEEDINGS**

Standing Committee  
on

### **CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

### **Meeting No. 8**

**Tuesday, November 26, 2002**

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**IN CAMERA**









Français

## MINUTES OF PROCEEDINGS

Meeting No. 8

Tuesday, November 26, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:40 p.m. this day, in Room 536, Wellington Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Anita Neville, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses:* Benjamin Dolin and Margaret Young.

Pursuant to its mandate under Standing Order 108(2), the Committee resumed its study on a Draft Report "The Safe Third Country Regulations".

The witnesses answered questions.

At 5:20 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 9**

**Wednesday, November 27, 2002**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 9

Wednesday, November 27, 2002

The Standing Committee on Citizenship and Immigration met *in camera* at 3:38 p.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Mark Assad, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Steve Mahoney, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Members present:* Andrew Telegdi for John Godfrey.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses:* Benjamin Dolin and Margaret Young.

Pursuant to its mandate under Standing Order 108(2), the Committee resumed its study on a Draft Report "The Safe Third Country Regulations".

The witnesses answered questions.

On motion of Steve Mahoney, it was agreed - That the Draft Report, as amended, be concurred in and that the Chairman be instructed to present it to the House.

On motion of Steve Mahoney, it was agreed - That the Chair, in conjunction with the clerk and researchers, make such editorial changes as may be necessary without changing the substance of the report.

On motion of Steve Mahoney, it was agreed - That pursuant to Standing Order 109, the Committee request the government to table a comprehensive response to the report.

On motion of Steve Mahoney, it was agreed - That, pursuant to Standing Order 108(1)(a), the Committee authorize the printing of brief dissenting and/or supplementary opinions as appendices to this report immediately following the signature of the Chair, that the opinions not exceed 3 single-spaced pages and that they be sent to the Clerk of the Committee by electronic mail in both official languages no later than forty-eights hours after the Committee adopts the report.

At 5:10 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 10**

**Thursday, November 28, 2002**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*"Barreau du Québec":*

Carole Brosseau, Lawyer, Research and Legislation Service;

Noël St-Pierre, Lawyer.

*B'nai Brith Canada:*

David Matas, Senior Legal Counsel.

*Canadian Bar Association:*

Gordon H. Maynard, Vice-Chair, National Citizenship and Immigration Law Section;

Tamra L. Thomson, Director, Legislation and Law Reform.

*Canadian Council for Refugees:*

Janet Dench, Executive Director;

Kemi Jacobs, President.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 10

Thursday, November 28, 2002

The Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Mark Assad, Yvon Charbonneau, Joe Fontana, Steve Mahoney, Inky Mark, Anita Neville, David Price, Lynne Yelich.

*Acting Members present:* Raymonde Folco for Joe Peschisolido, Andrew Telegdi for John Godfrey.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses: From the "Barreau du Québec":* Me Carole Brosseau, Lawyer, Research & Legislation; Me Noël St-Pierre, Lawyer. *From the B'nai Brith Canada:* David Matas, Lead Counsel. *From the Canadian Bar Association:* Gordon H. Maynard, Vice Chair, National Citizenship and Immigration Law Section; Tamra L. Thomson, Director, Legislation and Law Reform. *From the Canadian Council for Refugees:* Janet Dench, Executive Director; Kemi Jacobs, President.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Carole Brosseau and Noel St-Pierre made opening statements and answered questions.

David Matas made an opening statement and answered questions.

Tamra L. Thomson and Gordon H. Maynard made opening statements and answered questions.

Kemi Jacobs and Janet Dench made opening statements and answered questions.

At 10:55 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 11**

**Tuesday, December 3, 2002**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

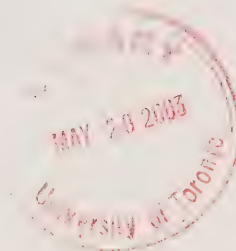
*Department of Citizenship and Immigration Canada:*

Agnès Jaouich, Senior Citizenship Judge.

*Office of the Commissioner of Official Languages:*

Dyane Adam, Commissioner of Official Languages;

Carsten Quell, Senior Officer, Liaison and Part VII.









Français

## MINUTES OF PROCEEDINGS

Meeting No. 11

Tuesday, December 3, 2002

The Standing Committee on Citizenship and Immigration met at 9:10 a.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Anita Neville, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Members present:* Joseph Volpe for Steve Mahoney, Andrew Telegdi for John Godfrey.

Other member present: John Bryden.

*In attendance: From the Library of Parliament:* Benjamin Dolin and Margaret Young; Researchers.

*Witnesses: From the Canadian Citizenship Judges:* Agnès Jaouich, Senior Citizenship Judge. *From the Office of the Commissioner of Official Languages:* Dyane Adam, Commissioner of Official Languages; Carsten Quell, Senior Officer, Liaison and Part VII.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Agnès Jaouich made an opening statement and answered questions.

Dyane Adam made an opening statement and with the other witness answered questions.

At 11:29 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 12**

**Thursday, December 5, 2002**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

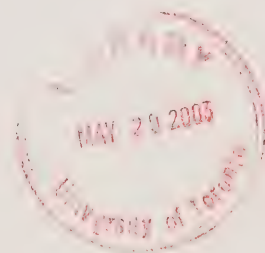
**WITNESSES:**

*Department of Citizenship and Immigration:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Rosaline Frith, Director General, Integration;

Paul Yurack, Counsel, Legal Services.







## MINUTES OF PROCEEDINGS

Meeting No. 12

Thursday, December 5, 2002

The Standing Committee on Citizenship and Immigration met at 9:06 a.m. this day, in Room 209, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Grant McNally, Jerry Pickard, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Members present:* Joseph Volpe for John Godfrey, Andrew Telegdi for Steve Mahoney.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Researcher.

*Witnesses: From the Department of Citizenship and Immigration:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Rosaline Frith, Director General, Integration; Patricia Birkett, Registrar, Citizenship; Paul Yurack, Counsel, Legal Services; Daniel Poulin, Counsel, War Crime Section, Department of Justice.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Claude 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The Committee proceeded to a technical briefing on denial and annulment of citizenship.

Joan Atkinson and Rosaline Frith made opening statements and with the other witnesses answered questions.

At 10:59 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 13**

**Tuesday, December 10, 2002**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Department of Citizenship and Immigration:*

Joan Atkinson, Assistant Deputy Minister, Policy and Program Development;

Patricia Birkett, Registrar, Citizenship;

Rosaline Frith, Director General, Integration;

Daniel Poulin, Counsel, War Crimes Section;

Paul Yurack, Counsel.







## MINUTES OF PROCEEDINGS

Meeting No. 13

Tuesday, December 10, 2002

The Standing Committee on Citizenship and Immigration met at 9:07 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Joe Peschisolido, Jerry Pickard, David Price, Lynne Yelich.

*Other Member present:* John Bryden.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Researcher.

*Witnesses: From the Department of Citizenship and Immigration:* Joan Atkinson, Assistant Deputy Minister, Policy and Program Development; Rosaline Frith, Director General, Integration; Patricia Birkett, Registrar, Citizenship; Paul Yurack, Counsel, Legal Services; Daniel Poulin, Counsel, War Crime Section, Department of Justice.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Claude 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Joan Atkinson and Rosaline Frith made opening statements and with the other witnesses answered questions.

At 10:40 a.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 14**

**Tuesday, January 28, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Canadian Jewish Congress:*

Jack Silverstone, Executive Vice-President and General Counsel;

Eric Vernon, Director of Government Relations.

*As Individual:*

Magali Castro-Gyr;

Don Chapman.









## MINUTES OF PROCEEDINGS

Meeting No. 14

Tuesday, January 28, 2003

The Standing Committee on Citizenship and Immigration met at 11:09 a.m. this day, in Room 208, West Block, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Jerry Pickard, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Members present:* Sarkis Assadourian for Mark Assad, Andrew Telegdi for John Godfrey, John Bryden for David Price, John Reynolds for Grant McNally.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Researcher.

*Witnesses: As Individual:* Magali Castro-Gyr; Don Chapman. *From the Canadian Jewish Congress:* Jack Silverstone, Executive Vice-President and General Counsel; Eric Vernon, Director of Government Relations.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Claude 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses made opening statements and answered questions.

At 11:40 sitting was suspended due to technical problems.

At 11:46 the Committee resumed sitting in Room 209, West Block.

The witnesses continued answering questions.

Jack Silverstone and Eric Vernon made opening statements and answered questions.

At 12:55 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 15**

**Thursday, January 30, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Canadian Ethnocultural Council:*

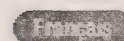
Emilio Binavince, Honorary Legal Counsel;

Art Hagopian, President.

*Canadian Labour Congress:*

Hassan Yussuff, Secretary-Treasurer.





## MINUTES OF PROCEEDINGS

Meeting No. 15

Thursday, January 30, 2003

The Standing Committee on Citizenship and Immigration met at 11:07 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Sarkis Assadourian, John Bryden, Yvon Charbonneau, Joe Fontana, David Price, Judy Wasylycia-Leis, Lynne Yelich.

*Acting Member present:* Rick Borotsik for Inky Mark.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Researcher.

*Witnesses: From the Canadian Ethnocultural Council:* Art Hagopian, President; Emilio Binavince, Honorary Legal Counsel; Helen Lanctôt, Barrister & Solicitor. *From the Canadian Labour Congress:* Hassan Yussuff, Secretary-Treasurer; David Onyalo, National Director, Anti-Racism & Human Rights Department; Shelly Das, National Representative, Anti-Racism and Human Rights Department.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Claude 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Art Hagopian and Emilio Binavince made opening statements and answered questions.

Hassan Yussuff made an opening statement and answered questions.

At 12:50 a.m. the Order of the House of Commons dated January 27, 2003 being read as follows:

Pursuant to Standing Order 39(5)b), the failure of the Ministry to respond to the following question was deemed referred to the Standing Committee on Citizenship and Immigration:

Q-72<sup>2</sup> - November 21, 2002 - Mr. Mark (Dauphin-Swan River) - With respect to the Department of Citizenship and Immigration: a) what provisions have been put in place in regards to the theft of documents from Canadian Immigration offices; and b) how are the documents that have been stolen from Canadian Immigration offices accounted for?

Sarkis Assadourian, Parliamentary Secretary to the Minister of Citizenship and Immigration, made a statement.

Debate arose there on.

At 12:55 p.m., the Committee adjourned to the call of the Chair.



William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 16**

**Tuesday, February 4, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Chinese Canadian National Council:*

Jonas Ma, President.

*As Individual:*

Lorne Waldman.





## MINUTES OF PROCEEDINGS

Meeting No. 16

Tuesday, February 4, 2003

The Standing Committee on Citizenship and Immigration met at 11:07 a.m. this day, in Room 371, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Jerry Pickard, David Price, Lynne Yelich.

*Acting Members present:* Libby Davies for Judy Wasylycia-Leis and Andrew Telegdi for Massimo Pacetti.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Researcher.

*Witnesses: From the Chinese Canadian National Council:* Jonas Ma, President. *As Individual:* Lorne Waldman, Lawyer.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Claude 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Jonas Ma made an opening statement and answered questions.

Lorne Waldman made an opening statement and answered questions.

At 12:47 p.m., the Committee adjourned to the call of the Chair.

Jean-François Pagé

Committee Clerk



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 17**

**Thursday, February 6, 2003**

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**ORDER OF THE DAY:**

Study on a National Identity Card

**APPEARING:**

Hon. Denis Coderre, Minister of Citizenship and Immigration







## MINUTES OF PROCEEDINGS

Meeting No. 17

Thursday, February 6, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 11:09 a.m. this day, in Room 237-C, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Antoine Dubé, Joe Fontana, Grant McNally, John O'Reilly, Massimo Pacetti, Jerry Pickard, David Price and Lynne Yelich.

*Acting Member present:* Joseph Volpe for Anita Neville.

*In attendance: From the Library of Parliament:* Benjamin Dolin, Research Officer.

*Appearing: From the House of Commons:* The Hon. Denis Coderre, Minister of Citizenship and Immigration.

*Witnesses: From the Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Alfred MacLeod, Assistant Deputy Minister, Strategic Directions and Communications.

Pursuant to Standing Order 108(2), the Committee commenced a study on a National Identity Card.

The Hon. Denis Coderre made an opening statement and answered questions.

On motion of John Reilly it was agreed, -- That notwithstanding the motion adopted by the Committee at its first meeting on November 5, 2002, that the reduced quorum to receive and publish evidence during the Committee's travel be two Members, when quorum is not present.

At 12:30 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 18**

**Monday, February 10, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*African Canadian Legal Clinic:*

Erica Lawson, Policy and Research Analyst.

*Canadian Arab Federation:*

Audrey Jamal, Executive Director.

*Canadian Centre for Victims of Torture:*

Ezat Mossallanejad, Settlement Counsellor.

*Canadian Civil Liberties Association:*

A. Alan Borovoy, General Counsel.

*Chinese Canadian National Council:*

Clara Ho, Member, Immigration Committee;

Mary Lam, Member, Immigration Committee;

Cynthia Pay, President.

*Dominion Institute:*

Rudyard Griffiths, Executive Director.

*Law Union of Ontario:*

Amina Sherazee.

*Ontario Council of Agencies Serving Immigrants:*

Amy Casipullai, Coordinator, Policy and Public Education;

Mary Williamson, Vice-President.

*As Individual:*

Stephen Green, Lawyer;

David Lesperance, Lawyer.



## MINUTES OF PROCEEDINGS

Meeting No. 18

Monday, February 10, 2003

The Standing Committee on Citizenship and Immigration met at 8:11 a.m. this day, in the Radisson Plaza Hotel Admiral Toronto, Admiral's Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, Lynne Yelich.

*Other Members present:* Joe Comartin, Andrew Telegdi, Joe Volpe.

*In attendance: From the Library of Parliament:* Benjamin Dolin, Research Officer.

*Witnesses:* Panel I: *From the African Canadian Legal Clinic:* Erica Lawson, Policy and Research Analyst. *From the Canadian Arab Federation:* Audrey Jamal, Executive Director. *From the Chinese Canadian National Council:* Cynthia Pay, President; Mary Lam, Member, Immigration Committee; Clara Ho, Member, Immigration Committee. *From the Dominion Institute:* Rudyard Griffiths, Executive Director. *From the Canadian Centre for Victims of Torture:* Ezat Mossallanejad, Settlement Counsellor. Panel II: *From the Canadian Civil Liberties Association:* A. Alan Borovoy, General Counsel; Stephen McCammon, Associate Counsel. *From the Law Union of Ontario:* Amina Sherazee. *As Individuals:* Stephen W. Green, Lawyer; David S. Lesperance, Lawyer. *From the Ontario Council of Agencies Serving Immigrants:* Amy Casipullai, Coordinator, Policy and Public Education; Mary Williamson, Vice-President.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Panel I – The witnesses made statement and answered questions.

At 09:50 a.m. the sitting was suspended.

At 10:05 a.m. the sitting resumed.

Panel II - The witnesses made statement and answered questions.

At 11:40 a.m. the sitting was suspended.

At 12:03 p.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (*See minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

Panel III – The witnesses made statement and answered questions.



At 12:42 p.m., the Committee adjourned later this day.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 19**

**Monday, February 10, 2003**

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**ORDERS OF THE DAY:**

Debate on Clause 2 of Bill C-18, An Act respecting Canadian citizenship

Study of Provincial/Territorial Nominee Programs

**WITNESSES:**

*Canadian Manufacturers and Exporters:*

Dick Smyth, Vice-President, Nova Scotia.

*À titre individuel:*

Charles Bosdet;

Peggy Ann Bosdet;

Mark Fernando;

Don Chapman.





## MINUTES OF PROCEEDINGS

Meeting No. 19

Monday, February 10, 2003

The Standing Committee on Citizenship and Immigration met at 9:39 a.m. this day, in the Nova Scotia AB Room, Casino Nova Scotia Hotel, Halifax, Nova Scotia, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Jerry Pickard.

*Other Member present:* Wendy Lill.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: As individuals:* Charles Bosdet; Peggy Ann Bosdet, Don Chapman. *From the Canadian Manufacturers and Exporters:* Dick Smyth, Vice President, Nova Scotia Division. *As an individual:* Mark Fernando.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2 of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Charles Bosdet, Peggy Ann Bosdet and Don Chapman made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee commenced a study of Provincial/Territorial Nominee Programs.

Mark Fernando and Dick Smyth made statements and answered questions.

At 11:33 a.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 20**

**Monday, February 10, 2003**

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**ORDERS OF THE DAY:**

Study of Canada's Settlement and Integration Programs

**WITNESSES:**

*Brunswick Street United Church:*

Rev. Gus Pendleton, Director of Mission.

*Metropolitan Immigrant Settlement Association:*

Anna Gregus, Manager, Settlement Unit;

Claudette Legault, Executive Director;

Mira Musanovic, Outreach and Crisis Worker.

*Multicultural Association of Nova Scotia:*

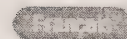
Sylvia Parris, President.

*North End Community Health Centre:*

Paul O'Hara, Counsellor/Advocate.







## MINUTES OF PROCEEDINGS

Meeting No. 20

Monday, February 10, 2003

The Standing Committee on Citizenship and Immigration met at 1:39 p.m. this day, in the Nova Scotia AB Room, Casino Nova Scotia Hotel, Halifax, Nova Scotia, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Jerry Pickard.

*Other Member present:* Wendy Lill.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: From the Brunswick Street United Church:* Rev. Gus Pendleton. *From the Metro Immigrant Settlement Association:* Claudette Legault, Executive Director; Mira Musanovic, Settlement Worker; Anna Gregus, Manager, Settlement Unit. *From the North End Community Health Centre:* Paul O'Hara. *From the Multicultural Association of Nova Scotia:* Sylvia Parris, President.

Pursuant to Standing Order 108(2), the Committee commenced a study of Canada's Settlement and Integration Programs.

Claudette Legault, Rev. Gus Pendleton and Paul O'Hara made statements and, with Mira Musanovic and Anna Gregus, answered questions.

At 3:24 p.m., the sitting was suspended.

At 4:01 p.m., the sitting resumed.

Sylvia Parris made a statement and answered questions.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Sylvia Parris made a statement and answered questions.

At 4:58 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 21**

**Monday, February 10, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Campaign for Stable Funding of Adult ESL Classes:*

Norman Beach, Co-chair;

Prasanna Hetiarachchi, Former Adult ESL Student.

*Canadian Ethnocultural Council:*

Anna Chiappa, Executive Director.

*Chinese Canadian National Council:*

Gloria Fung, Vice-President;

Colleen Hua, National Executive, National Office.

*Ontario Council of Agencies Serving Immigrants:*

Amy Casipullai, Coordinator, Policy and Public Education;

Debbie Douglas, Executive Director;

Morteza Jafarpour, Director;

Ron Poulton, Staff Lawyer, Centre for Spanish Speaking Peoples.

*As Individual:*

Morris Manning.



## MINUTES OF PROCEEDINGS

Meeting No. 21

Monday, February 10, 2003

The Standing Committee on Citizenship and Immigration met at 1:40 p.m. this day, in the Radisson Plaza Hotel Admiral Toronto, Admiral's Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, Lynne Yelich.

*Other Members present:* Joe Comartin, Andrew Teledgi, Joe Volpe.

*In attendance: From the Library of Parliament:* Benjamin Dolin, Research Officer.

*Witnesses:* - Panel I - *From the Campaign for Stable Funding of Adult ESL Classes:* Prasanna Hetiarachchi, Former Adult ESL Student; Norman Beach, Co-chair. *From the Chinese Canadian National Council:* Colleen Hua, National Executive, National Office; Gloria Fung, National Executive. *From the Ontario Council of Agencies Serving Immigrants:* Debbie Douglas, Executive Director; Amy Casipullai, Coordinator, Policy and Public Education. *From the Blake, Cassels and Graydon LLP:* Catherine Beagan Flood. *From the Canadian Ethnocultural Council:* Anna Chiappa, Executive Director. *From the Ontario Council of Agencies Serving Immigrants:* Debbie Douglas, Executive Director; Amy Casipullai, Coordinator, Policy and Public Education. *From the As Individual:* Morris Manning.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20).

The witnesses made statements and answered questions.

At 3:00 p.m. the sitting was suspended.

At: 3:13 p.m. the sitting resumed

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

The witnesses made statements and answered questions.

At 4:30 p.m., the Committee adjourned until Tuesday, February 11, 2003.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 22**

**Tuesday, February 11, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Council of Agencies Serving South Asians:*

Soni Dasmohapatra, Community Development Coordinator.

*German Canadian Congress-Ontario:*

Anton (Tony) Bergmeier, President, German Canadian Congress National;

Ernst Friedel, President.

*Kitchener Waterloo Portuguese Community:*

Orlando Da Silva, Lawyer, Portuguese Club of Kitchener; Waterloo Region Portuguese  
Business and Professionals Association.

*Latvian National Federation in Canada:*

Harold Otto, Historian.

*Maytree Foundation:*

Elizabeth McIsaac, Manager.

*Metro Toronto Chinese and Southeast Asian Legal Clinic:*

Avvy Yao-Yao Go, Director.

*Ontario Council of Agencies Serving Immigrants:*

Uzma Shakir, President.

*Refugees and Migration Program, Kairos:*

Marnie Hayes, Educator/Policy Advocate.

*Toronto Refugee Affairs Council:*

Fred Franklin, Member;

Norbert Piché, Chair, Francophone Centre of Toronto.

*As Individuals:*

Olya Odynsky;

Leslie Torok.



## MINUTES OF PROCEEDINGS

Meeting No. 22

Tuesday, February 11, 2003

The Standing Committee on Citizenship and Immigration met at 8:07 a.m. this day in the Radisson Plaza Hotel Admiral Toronto, Admiral's Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for David Price.

*Other member present:* Brian Masse

*In attendance: From the Library of Parliament:* Benjamin Dolin, Research Officer.

*Witnesses:* Panel I: *From the Council of Agencies Serving South Asians:* Soni Dasmohapatra, Community Development Coordinator. *From the Metro Toronto Chinese and Southeast Asian Legal Clinic:* Avvy Yao-Yao Go, Barrister & Solicitor, Clinic Director. *From the Latvian National Federation in Canada:* Harold Otto, Historian; Alide Forstmanis. *From the Ontario Council of Agencies Serving Immigrants:* Uzma Shakir, President; Amy Casipullai, Coordinator, Policy and Public Education. *From the Toronto Refugee Affairs Council:* Norbert Piché, Chair, Francophone Centre of Toronto; Jesus Mejia, Senior Counsellor, Sojourn House; Fred Franklin, Member. *From the Maytree Foundation:* Elizabeth McIsaac, Manager. Panel II *From the German Canadian Congress-Ontario:* Ernest Friedel, President, German-Canadian Congress (Ontario); Anton (Tony) Bergmeier, President, German Canadian Congress National. *From the Kairos:* Marnie Hayes, Educator/Policy Advocate, Refugees and Migration Program. *From the Kitchener Waterloo Multicultural Centre:* Myrta Rivera, Executive Director. *From the Kitchener Waterloo Portuguese Community:* David Borges, Barrister and Solicitors; Orlando Da Silva, Lawyer. *As Individual:* Olya Odynsky; Leslie K. Torok.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses made statements.

Pursuant to Standing Order 108(2), the Committee resumed its study on Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20*).

Elizabeth McIsaac made a statement.

The witnesses from Panel I answered questions.

Elizabeth McIsaac answered questions.

At 9:50 a.m. the sitting was suspended.

At 10:07 a.m. the sitting resumed.

The witnesses from Panel II made statements and answered questions.

At 11:30 a.m., the Committee adjourned to later this day.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 23**

**Tuesday, February 11, 2003**

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**ORDER OF THE DAY:**

Study of Canada's Settlement and Integration Programs

**WITNESS:**

*Atlantic Institute of Market Studies:*

Brian Crowley, President.







## MINUTES OF PROCEEDINGS

Meeting No. 23

Tuesday, February 11, 2003

The Standing Committee on Citizenship and Immigration met at 10:38 a.m. this day, in the Nova Scotia AB Room, Casino Nova Scotia Hotel, Halifax, Nova Scotia, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Jerry Pickard.

*Other Member present:* Peter Stoffer.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witness: From the Atlantic Institute of Market Studies:* Brian Lee Crowley, President.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Brian Lee Crowley made a statement and answered questions.

At 11:56 a.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 24**

**Tuesday, February 11, 2003**

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**ORDER OF THE DAY:**

Study of Canada's Settlement and Integration Programs

**WITNESSES:**

*Canadian Federation of Students:*

Theresa Sabourin, Organizer.

*Halifax Immigrant Learning Centre:*

Gerry Mills.

*Nova Scotia Advisory Council on the Status of Women:*

Dr. Linda Carvery, Council Member;

Stella Lord, Policy and Research Officer.

*YMCA of Greater Halifax/Dartmouth:*

Barbara Miller, Senior Manager, Newcomers Centre.





## MINUTES OF PROCEEDINGS

Meeting No. 24

Tuesday, February 11, 2003

The Standing Committee on Citizenship and Immigration met at 1:34 p.m. this day, in the Nova Scotia AB Room, Casino Nova Scotia Hotel, Halifax, Nova Scotia, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Jerry Pickard.

*Other Member present:* Peter Stoffer.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: From the Halifax Immigrant Learning Centre:* Gerry Mills, Executive Director. *From the Nova Scotia Advisory Council on the Status of Women:* Linda Carvery, Council Member; Stella Lord, Policy and Research Officer. *From the YMCA of Greater Halifax / Dartmouth:* Barbara Miller, Senior Manager, Newcomers Centre. *From the Canadian Federation of Students:* Theresa Sabourin, Organizer.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

The witnesses made statements and answered questions.

At 2:57 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 25**

**Tuesday, February 11, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Employment Projects of Winnipeg Inc.:*

Jason Fuerst, Employer Liaison.

*International Centre--Citizenship Council of Manitoba:*

Fatima Soares, Executive Director.

*Manitoba Refugee Sponsors:*

Tom Denton, Co-chair.

*North End Sponsorship Team:*

Howard R. Engel, Board Member;

Jim Mair.

*Singh Sabha of Winnipeg:*

Ajit Deol, Member and Past President.

*Thunder Bay Multicultural Association:*

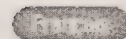
Cathy Woodbeck, Program Director.

*University of Manitoba:*

Dr. Vedanand

*As Individual:*

Bob Gabuna.



## MINUTES OF PROCEEDINGS

Meeting No. 25

Tuesday, February 11, 2003

The Standing Committee on Citizenship and Immigration met at 6:07 p.m. this day, in Winnipeg at the Radisson Suites Hotel Winnipeg Airport in Ballroom ABC, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for David Price.

*Other Member present:* Judy Wasylycia-Leis.

*In attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*Witnesses:* Panel I: *From the Singh Sabha of Winnipeg:* Ajit Deol, Member and Past President. *From the Thunder Bay Multicultural Association:* Cathy Woodbeck, Program Director. *From the University of Manitoba:* Dr. Vedanand, Transport Institute/Faculty of Management. Panel II: *From the Employment Projects of Winnipeg:* Magaly Diaz, Acting Executive Director; Jason Fuerst, Employer Liaison. *From the International Centre/Citizenship Council:* Fatima Soares. *From the Manitoba Refugee Sponsors:* Tom Denton, Co-chair. *From the North End Sponsorship Team:* Jim Mair; Howard R. Engel, Board Member. *From the As Individual:* Bob Gabuna.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2 consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Panel I: - The witnesses made statements and answered questions.

At 8:00 p.m. the sitting was suspended.

At 8:12 p.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20).

Panel II: - The witnesses made statements and answered questions.

At 10:00 p.m., the Committee adjourned until Wednesday February 12, 2003.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 26**

**Wednesday, February 12, 2003**

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**ORDERS OF THE DAY:**

Study on Settlement and Integration Programs

Study on Provincial/Territorial Nominee Programs

**WITNESSES:**

*Employment Projects of Winnipeg Inc.:*

Magaly Diaz, Acting Executive Director.

*Jewish Federation of Winnipeg/Combined Jewish Appeal:*

Faye Rosenberg-Cohen, Planning Director;

Bob Silver, Chair;

Leslie Wilder, Vice President.

*Manitoba Business Council:*

Jim Carr, President.

*Manitoba Interfaith Immigration Council:*

Martin Dolin, Executive Director.

*Needs Centre for War-Affected Families:*

Meryle Lewis, Chairperson;



Dale Wilson, Member, Board of Directeur;

Jim Wolf, Therapeutic Specialist.

*Success Skills Centre:*

Monika Feist;

Tayeb Méridji, Labour Market Specialist.

*University of Manitoba:*

Dr. Vedanand.

*As Individual:*

Bob Gabuna.

## MINUTES OF PROCEEDINGS

Meeting No. 26

Wednesday, February 12, 2003

The Standing Committee on Citizenship and Immigration met at 8:12 a.m. this day, in Winnipeg at the Radisson Suites Hotel Winnipeg Airport in Ballroom ABC, the Chair, Joe Fontana, presiding.

Members of the Committee present: Joe Fontana, Lynne Yelich.

Attending Member present: Andrew Telegdi for David Price.

Other Member present: Judy Wasylycia-Leis.

Attendance: From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

Witnesses: Panel I : *From the Employment Projects of Winnipeg*: Magaly Diaz, Acting Executive Director; Jason Fuerst, Employer Liaison. *From the Manitoba Interfaith Immigration Council*: Martin M. Dolin, Executive Director; Carlos Alard, Settlement Supervisor. *From the Needs Centre for War-Affected Families*: Jim Wolf, Therapeutic Specialist; Margaret von Lau, Executive Director; Meryle Lewis, Chairperson; Dale Wilson, Member, Board of Directors. *From the Success Skills Centre*: Monika Feist; Tayeb Méridji, Labour Market Specialist. *From the University of Manitoba*: J. Vedanand, Transport Institute/Faculty of Management. Panel II : *From the Employment Projects of Winnipeg*: Magaly Diaz, Acting Executive Director. *From the Jewish Federation of Winnipeg*: Faye Rosenberg-Cohen, Planning Director; Bob Silver, Chair, Grow Winnipeg Steering Committee; Leslie Wilder, Chair, Immigration Sub-Committee. *From the Manitoba Business Council*: Jim Carr, President. *From the As Individual*: Bob Gabuna.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20).

Panel I – The witnesses made statements and answered questions.

10:10 a.m. the sitting was suspended.

10:25 a.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19).

Panel II – The witnesses made statements and answered questions.

12:00 noon, the Committee adjourned until later this day.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 27**

**Wednesday, February 12, 2003**

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**ORDERS OF THE DAY:**

Study of Canada's Settlement and Integration Programs

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Association for New Canadians:*

Lois Berrigan, Settlement Coordinator.

*Multicultural Women's Organization of Newfoundland and Labrador:*

Lloydetta Quaicoe, President.

*Newfoundland & Labrador Health in Pluralistic Societies:*

Purnima Sen, President.

*Refugee Immigrants Advisory Council:*

Donna Jeffrey.





## MINUTES OF PROCEEDINGS

Meeting No. 27

Wednesday, February 12, 2003

The Standing Committee on Citizenship and Immigration met at 1:41 p.m. this day, in Salon B, Delta St. John's Hotel and Conference Centre, St. John's, Newfoundland and Labrador, the Acting Chair, Diane Ablonczy, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Jerry Pickard.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: From the Association of New Canadians:* Lois Berrigan, Settlement Coordinator. *From the Multicultural Women's Organization of Newfoundland and Labrador:* Lloydetta Quaicoe, President. *From Newfoundland & Labrador Health in Pluralistic Societies:* Purnima Sen, President. *From the Refugee Immigrants Advisory Council:* Donna Jeffrey. *As an individual:* Nick Summers.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Lois Berrigan, Lloydetta Quaicoe, Purnima Sen and Donna Jeffrey made statements and answered questions.

At 3:47 p.m., the sitting was suspended.

At 3:55 p.m., the sitting resumed.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Nick Summers made a statement and answered questions.

At 4:36 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 28**

**Wednesday, February 12, 2003**

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**ORDERS OF THE DAY:**

Study on Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*)

Study on a National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*)

**WITNESSES:**

*International Centre—Citizenship Council of Manitoba:*

Allan Wise, Settlement Facilitator.

*Jewish Immigrant Aid Services of Canada:*

Emily Shane, Executive Director;

Mira Thow, Member, Board of Directors.

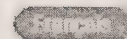
*Winnipeg Chinese Cultural and Community Centre:*

Eva Luk, English Secretary and Board Member.

*As Individual:*

John Alexander.





## MINUTES OF PROCEEDINGS

Meeting No. 28

Wednesday, February 12, 2003

The Standing Committee on Citizenship and Immigration met at 1:12 p.m. this day, in Winnipeg at the Radisson Suites Hotel Winnipeg Airport in Ballroom ABC, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for David Price.

*Other Member present:* Judy Wasylycia-Leis.

*In attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*Witness(es): Panel I : From the International Centre/Citizenship Council:* Allan Wise, Settlement Facilitator; Jorge Fernandez, Settlement Co-ordinator. *From the Jewish Immigrant Aid Services:* Mira Thow; Emily Shane, Executive Director. *From the Winnipeg Chinese Cultural and Community Centre:* Eva Y. Luk, English Secretary and Board member; Dr. Joseph Du, President. *Panel II : From the As Individual:* John Alexander.

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

Panel I – The witnesses made statements and answered questions.

At 2:20 p.m. the sitting was suspended.

At 2:32 p.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*see Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

John Alexander made a statement and answered questions.

At 3:30 p.m. the Committee adjourned until Thursday, February 13, 2003.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 29**

**Thursday, February 13, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Eritrean Community of Saskatchewan Inc.:*

Kebrom Haimanot, President.

*L. Cormode & Associates Research Services:*

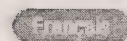
Liisa Cormode, President.

*As Individual:*

Norm Wallace.







## MINUTES OF PROCEEDINGS

Meeting No. 29

Thursday, February 13, 2003

The Standing Committee on Citizenship and Immigration met at 8:35 a.m. this day, in Regina at the Radisson Plaza Hotel Saskatchewan in the Regency Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, David Price, Lynne Yelich.

*Other Member present:* Andrew Telegdi.

*In attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*WITNESSES:* *From L. Cormode & Associates Research Services:* Dr. Liisa Cormode, President. *As individual:* Norm Wallace. *From the Eritrean Community of Saskatchewan:* Kebrom Haimanot, President.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Dr. Liisa Cormode made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (see *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

Dr. Liisa Cormode and Norm Wallace made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Dr. Liisa Cormode and Norm Wallace commented on a National Identity Card.

At 10:42 a.m. the sitting was suspended.

At 10:55 a.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Kebrom Haimanot made a statement and answered questions.

At 11:40 a.m. Lynne Yelich took the chair, pursuant to a motion adopted by the Committee on Tuesday, November 5, 2002.

At 12:00 noon, the Committee adjourned until later this day.

Bill Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 30**

**Thursday, February 13, 2003**

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**ORDERS OF THE DAY:**

Study of Canada's Settlement and Integration Programs

Study of the National Identity Card

**WITNESSES:**

*Holland College:*

Joy MacDonald, Program Coordinator.

*Legislative Assembly of Prince Edward Island:*

Karen Rose, Information and Privacy Commissionner.





## MINUTES OF PROCEEDINGS

Meeting No. 30

Thursday, February 13, 2003

The Standing Committee on Citizenship and Immigration met at 11:07 a.m. this day, in the Victorian Room, Rodd Charlottetown Hotel, Charlottetown, Prince Edward Island, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Jerry Pickard.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: From Holland College:* Joy E. MacDonald, Program Coordinator. *From the Government of Prince Edward Island:* Karen Rose, Information and Privacy Commissioner.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Joy E. MacDonald made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Karen Rose made a statement and answered questions.

At 12:23 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 31**

**Thursday, February 13, 2003**

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**ORDERS OF THE DAY:**

Study of Canada's Settlement and Integration Programs

Study of the National Identity Card

Study of Bill C-18, *An Act respecting Canadian citizenship*

**WITNESSES:**

*Government of Saskatchewan:*

Brent Cotter, Deputy Minister, Government Relations and Aboriginal Affairs;

Hon. Ron Osika, Minister of Government Relations and Aboriginal Affairs.

*Immigrant, Refugee and Visible Minority Women of Saskatchewan:*

Francisca Omorodion, President.



## MINUTES OF PROCEEDINGS

Meeting No. 31

Thursday, February 13, 2003

The Standing Committee on Citizenship and Immigration met at 1:05 p.m. this day, in Regina at the Radisson Plaza Hotel Saskatchewan in the Regency Ballroom, the Acting Chair, David Price, presiding.

*Members of the Committee present:* David Price, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for Joe Fontana.

*In attendance: From the Research Branch of the Library of Parliament:* Benjamin Dolin, Researcher.

*WITNESSES: From the Government of Saskatchewan:* The Hon. Ron Osika, Minister of Government Relations & Aboriginal Affairs, Saskatchewan Legislative Assembly; Brent Cotter, Deputy Minister.

*From Immigrant, Refugee and Visible Minority Women of Saskatchewan:* Francisca Omorodion, President.

At 1:05 p.m. David Price took the chair, pursuant to a motion adopted by the Committee on Tuesday, November 5, 2002.

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

The Hon. Ron Osika made a statement and, with Brent Cotter, answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (*see Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

The Hon. Ron Osika made a statement and, with Brent Cotter, answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*see Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

The Hon. Ron Osika commented on a National Identity Card and, with Brent Cotter, answered questions.

At 2:07 p.m. the sitting was suspended.

At 2:19 p.m. the sitting resumed.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (*see Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Francisca Omorodion made a statement and answered questions.

At 3:00p.m., the Committee adjourned until Friday, February 14, 2003.

Bill Farrell  
Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 32**

**Thursday, February 13, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*PEI Association for Newcomers to Canada:*

Kevin Arsenault, Executive director;

Joe Byrne, Member of the Board;

Zeke Eaton, Member of the Board.

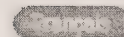
*As Individuals:*

Noel Ayangma;

Joy Ikede.







## MINUTES OF PROCEEDINGS

Meeting No. 32

Thursday, February 13, 2003

The Standing Committee on Citizenship and Immigration met at 1:38 p.m. this day, in the Victorian Room, Rodd Charlottetown Hotel, Charlottetown, Prince Edward Island, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Jerry Pickard.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: From the PEI Association of Newcomers to Canada:* Kevin J. Arsenault, Executive Director; Zeke Eaton, Board Member; Joe Byrne, Board Member. *As an individual:* Joy Ikede. *From the PEI Multicultural Council:* Noel Ayangma, President.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Kevin J. Arsenault and Joy Ikede made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Zeke Eaton made a statement and answered questions.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2 of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Joe Byrne made a statement and answered questions.

At 2:59 p.m., the sitting was suspended.

At 3:14 p.m., the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Noel Ayangma made a statement and answered questions.

At 3:56 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 33**

**Friday, February 14, 2003**

---

**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Afghan Association of Alberta:*

Hakim Faqiryar, President.

*Ethno-Cultural Council of Calgary:*

Vinay Dey, Treasurer;

Muhammad Rasheed, Board Member;

Umesh Vyas, Counsellor.

*Ukrainian Canadian Congress—Alberta Provincial Council:*

Bohdan Klid, Vice-President.

*Ukrainian Self-Reliance League of Canada:*

Catherine Chichak, President;

Eugene Harasymiw, Chair, Standing Committee, Civil Liberties.

*As Individual:*

William Zuzak.



## MINUTES OF PROCEEDINGS

Meeting No. 33

Friday, February 14, 2003

The Standing Committee on Citizenship and Immigration met at 8:15 a.m. this day, in Edmonton at the Coast Terrace Inn Edmonton South in Ballroom C, the Acting Chair, David Price, presiding.

*Members of the Committee present:* David Price, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for Joe Fontana.

*In attendance: From the Research Branch of the Library of Parliament:* Benjamin Dolin, Researcher.

*WITNESSES: From the Afghan Association of Alberta:* Hakim Faqiryar, President; Sarwar Nazami, Secretary. *From the Ethno-Cultural Council of Calgary:* Muhammad Rasheed, Board Member; Vinay Dey, Treasurer; Umesh Vyas, Counsellor. *From the Ukrainian Self-Reliance League of Canada:* Eugene Harasymiw, Chair, Standing Committee on Civil Liberties. *From the Ukrainian Canadian Congress – Alberta Provincial Council:* Catherine Chichak, President; Dr. Bohdan Klid, Vice-President. *As individual:* Dr. William W. Zuzak.

David Price took the chair, pursuant to a motion adopted by the Committee on Tuesday, November 5, 2002.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Hakim Faqiryar made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Hakim Faqiryar commented on a National Identity Card and answered questions.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Muhammad Rasheed, Umesh Vyas and Vinay Dey made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Umesh Vyas, Vinay Dey and Muhammad Rasheed commented on a National Identity Card and answered questions.



Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Eugene Harasymiw made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Eugene Harasymiw commented on a National Identity Card.

At 9:50 a.m. the sitting was suspended.

At 10:10 a.m. the sitting resumed.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Catherine Chichak and Dr. Bohdan Klid made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Dr. Bohdan Kli and Catherine Chichak commented on a National Identity Card.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Dr. William W. Zuzak made a statement and answered questions.

At 11:00 a.m. the sitting was suspended.

At 11:20 a.m. the sitting resumed.

At 11:23 a.m. the Committee adjourned until later this day.

Bill Farrell  
Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 34**

**Friday, February 14, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Government of New Brunswick:*

The Hon. Norman Betts, Minister of Business New Brunswick.

*Multicultural Association of Fredericton:*

Judy Loo, Member of the Board of Directors.

*New Brunswick Multicultural Council Inc.:*

George Maicher, Vice-President;

Christine Nassrallah, President.

*Unity and Dignity Through Education (PRUDE):*

Idee Inyangudor, Training and Development Officer, Pride of Race.

*As Individual:*

David McMath.





## MINUTES OF PROCEEDINGS

Meeting No. 34

Friday, February 14, 2003

The Standing Committee on Citizenship and Immigration met at 9:37 a.m. this day, in the Grand Ballroom CD, Sheraton Fredericton Hotel, Fredericton, New Brunswick, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, John Bryden, Madeleine Dalphond-Guiral, Jerry Pickard.

*In attendance: From the Library of Parliament:* David Goetz, research officer.

*Witnesses: From the New Brunswick Multicultural Council Inc.:* George Maicher, Vice President. *From the Multicultural Association of Fredericton:* Judy Loo, Member of the Board of Directors. *From Pride of Race Unity Dignity through Education:* Idee Inyangudor, Training and Development Officer. *As an individual:* David McMath. *From the Government of New Brunswick:* Hon. Norman Betts, Minister, Business New Brunswick. *From the New Brunswick Multicultural Council Inc.:* Christine Nassrallah, President.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

David McMath, Idee Inyangudor, Judy Loo and George Maicher made statements and answered questions.

At 11:01 a.m., the sitting was suspended.

At 11:04 a.m., the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of Provincial / Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

Hon. Norman Betts made a statement and answered questions.

At 12:06 p.m., the sitting was suspended.

At 12:09 p.m., the sitting resumed.

Christine Nassrallah made a statement and answered questions.

At 12:34 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 35**

**Friday, February 14, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study on a National Identity Card

Study on Settlement and Integration Programs

**WITNESSES:**

*Alberta Association of Immigrant-Serving Agencies:*

Ana Maria Fantino, Program Manager, Language Assessment Referral and Counselling  
Centre, Community and Immigration Service, Catholic Social Services;

Dulari Prithipaul, New Neighbours Coordinator, Edmonton Immigrant Services  
Association.

*"Alliance Jeunesse-Famille de l'Alberta Society":*

Luketa M'pindou, Coordinator.

*Calgary Immigrant Women's Association (CIWA):*

Corinne Dabreo, Past President, Boards of Directors;

Diane Pask, Past Member, Board of Directors.



*Council of India Societies of Edmonton:*

Naresh Bhardwaj, Past President;

Ashok Sharma, President;

Naresh Sharma, Committee Member.

*As Individuals:*

Jonathan Dai;

Mike Nickel;

Bill Pidruchney.



## MINUTES OF PROCEEDINGS

Meeting No. 35

Friday, February 14, 2003

The Standing Committee on Citizenship and Immigration met at 1:20 p.m. this day, in Edmonton at the Coast Terrace Inn Edmonton South in Ballroom C, the Acting Chair, David Price, presiding.

*Members of the Committee present:* David Price, Lynne Yelich.

*Acting Member present:* Deborah Grey for Lynne Yelich; Andrew Telegdi for Joe Fontana.

*In attendance: From the Research Branch of the Library of Parliament:* Benjamin Dolin, Researcher.

*WITNESSES: As individual:* Bill Pidruchney. *From the Alberta Association of Immigrant-Serving Agencies:* Ana Maria Fantino, Program Manager, Language Assessment Referral and Counselling Centre, Community and Immigration Service, Catholic Social Services; Dulari Prithipaul, New Neighbours Coordinator, Edmonton Immigrant Services Association. *From Alliance Jeunesse-Famille de l'Alberta Society:* Luketa M'Pindou, Coordinator. *From the Council of India Societies of Edmonton:* Ashok Sharma, President; Naresh Bhardwaj, Past President; Naresh Sharma, Committee Member. *As individuals:* Jonathan Dai; Mike Nickel. *From the Calgary Immigrant Women's Association (CIWA):* Diane Pask, Member, Board of Directors; Corinne Dabreo, Past Member.

David Price took the chair, pursuant to a motion adopted by the Committee on Tuesday, November 5, 2002.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Bill Pidruchney made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Bill Pidruchney commented on a National Identity Card.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Dulari Prithipaul made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration

Programs (*see Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Ana Maria Fantino made a statement and, with Dulari Prithipaul, answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*see Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Ana Maria Fantino and Dulari Prithipaul commented on a National Identity Card.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (*see Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Luketa M'Pindou made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (*see Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Luketa M'Pindou made a statement and answered questions.

At 3:18 p.m. the sitting was suspended.

At 3:30 p.m. the sitting resumed.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (*see Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Ashok Sharma made a statement and, with Naresh Bhardwaj and Naresh Sharma, answered questions.

Jonathan Dai made a statement.

Mike Nickel made a statement.

Diane Pask made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (*see Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Corinne Dabreo made a statement and answered questions.

At 4:35 p.m., the Committee adjourned until, Monday, February 17, 2003.

Bill Farrell  
Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 36**

**Friday, February 14, 2003**

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**ORDER OF THE DAY:**

Study of Canada's Settlement and Integration Programs

**WITNESSES:**

*Multicultural Association of Fredericton:*

Ashraf Ghanem, President;

Aneas MacInnis, Settlement Worker.

*University of New Brunswick:*

Peter Donahue, International Student Advisor, Saint John Campus;

Kay Nandlall, Director, International Student Advisor/CIDA Coordinator's Office.

*YMCA-YWCA Saint John:*

Angela Odei, Director, Settlement Services, Saint John Campus.





## MINUTES OF PROCEEDINGS

Meeting No. 36

Monday, February 14, 2003

The Standing Committee on Citizenship and Immigration met at 1:45 p.m. this day, in Grand Ballroom CD, Sheraton Fredericton Hotel, Fredericton, New Brunswick, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, John Bryden, Madeleine Dalphond-Guiral, Jerry Pickard.

*Other Member present:* Hon. Andy Scott.

*Attendance: From the Library of Parliament:* David Goetz, research officer.

*Guests:* *From the University of New Brunswick:* Kay Nandlall, Director, International Student Advisor/CIDA Coordinator's Office; Peter Donahue, International Student Advisor, Saint John Campus. *From the YMCA Saint John:* Angela Odei, Director, Settlement Services. *From the Multicultural Association of Fredericton:* Ashraf Ghanem, President; Aneas MacInnis, Settlement Worker. *As an individual:* David McMath.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Mr. Nandlall, Peter Donahue, Angela Odei and Ashraf Ghanem made statements and answered questions.

At 2:11 p.m., John Bryden took the Chair.

At 2:22 p.m., Jerry Pickard took the Chair.

At 3:03 p.m., the sitting was suspended.

At 3:08 p.m., the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

David McMath and Aneas MacInnis made statements and answered questions.

At 3:52 p.m., the Committee adjourned to the call of the Chair.

Jeremy LeBlanc  
Committee Clerk





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 37**

**Monday, February 17, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study on a National Identity Card

Study on Settlement and Integration programs

**WITNESSES:**

*Inter-Cultural Association of Victoria:*

Jean McRae, Executive Director.

*Office of the Information and Privacy Commissioner for British Columbia:*

Mary Carlson, Director General;

David Loukidelis, Commissioner.

*Qualicum First Nation:*

Kim Recalma-Clutesi, Chief Councillor.



## MINUTES OF PROCEEDINGS

ing No. 37

day, February 17, 2003

Standing Committee on Citizenship and Immigration met at 9:05 a.m. this day, in Victoria at the Delta Victoria in Pointe Resort & Spa in the Ascot Room, the acting Chair, David Price, presiding.

*Members of the Committee present:* David Price, Lynne Yelich.

*Guest Members present:* Louis Plamondon for Antoine Dubé, Andrew Telegdi for Joe Fontana.

*Attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin.

*Witnesses:* From the Qualicum First Nation: Kim Recalma-Clutesi, Chief Councillor; Diana Recalma, Policy Chair, Laimo-Alberni Riding. From the Inter-Cultural Association of Victoria: Jean McRae, Executive Director. From the Information & Privacy Commission of B.C.: David Loukidelis, Commissioner; Mary Carlson, Executive Director.

David Price took the Chair, pursuant to a motion adopted by the Committee on Tuesday, November 5, 2002.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Recalma-Clutesi made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Recalma-Clutesi commented on a National Identity Card.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

McRae made a statement and answered questions.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

McRae made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

McRae made a statement and answered questions.

At 10:24 a.m. the sitting was suspended.

At 10:40 a.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*see Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

David Loukidelis made an opening statement and, with Mary Carlson, answered questions.

At 11:24 a.m., the Committee adjourned until later this day.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 38**

**Monday, February 17, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study on a National Identity Card

**WITNESSES:**

*Guru Nanak Sikh Society of Port Alberni:*

Tarlochan Binning.

*As Individual:*

Matti Anttila.







## MINUTES OF PROCEEDINGS

Meeting No. 38

Monday, February 17, 2003

The Standing Committee on Citizenship and Immigration met at 1:00 p.m. this day, in Victoria at the Delta Victoria Ocean Pointe Resort & Spa in the Ascot Room, the Acting Chair, David Price, presiding.

*Members of the Committee present:* David Price, Lynne Yelich.

*Acting Member present:* Louis Plamondon for Antoine Dubé; Andrew Telegdi for Joe Fontana.

*In attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*WITNESSES:* *From the Guru Nanak Sikh Society of Port Alberni:* Tarlochan Binning. *As individual:* Matti Anttila.

David Price took the chair, pursuant to a motion adopted by the Committee on Tuesday, November 5, 2002.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Tarlochan Binning made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Tarlochan Binning commented on a National Identity Card.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Matti Anttila made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Matti Anttila commented on a National Identity Card.

At 2:07 p.m., the Committee adjourned until Tuesday, February 18, 2003.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 39**

**Monday, February 17, 2003**

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**ORDER OF THE DAY:**

Study on the National Identity Card

**WITNESSES:**

*«Concept e Sécurité Technologie»:*

Yves Côté, Vice-Président;

Gilles Gravel, Vice-President, Technologies.

*LABCAL Technologies Inc.:*

Serge Ferland, President and CFQ;

Gregory McConnell, Business Development Manager.

*«Ligue des droits et libertés»:*

Jacques Tousignant, Vice-President; Consultant.





## MINUTES OF PROCEEDINGS

Meeting No. 39

Monday, February 17, 2003

The Standing Committee on Citizenship and Immigration met at 2:06 p.m. this day, in Quebec, in Fairmont Le Château Frontenac, Frontenac Room, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Jerry Pickard.

*Acting Member present:* Christiane Gagnon for Madeleine Dalphond-Guiral.

*Other Member present:* Hélène Scherrer.

*In attendance:* From the Library of Parliament : David Goetz, researcher officer.

*Witnesses:* From the "Ligue des droits et libertés": Jacques Tousignant, Consultant. From the "Concept e Sécurité Technologie": Yves Côté, Accountant; Gilles Gravel, Director of Security. From the LABCAL: Serge Ferland, President and CFQ; Gregory McConnell, Business Development Manager.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

Jacques Tousignant made a presentation and answered questions.

At 3:14 p.m. the sitting was suspended.

At: 3:16 p.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

Yves Côté made a presentation and with Gilles Gravel answered questions.

Gregory McConnell made a presentation and with Serge Ferland answered questions.

At 4:26 p.m., the Committee adjourned to the call of the Chair.

Jean-François Pagé

Committee Clerk





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 40**

**Tuesday, February 18, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*"Association américaine des juristes, section canadienne":*

William Sloan.

*"Association québécoise des avocats et avocates en droit de l'immigration":*

Patrice Brunet, Lawyer;

David Chalk, Lawyer.

*Coalition of Concerned Congregations on the Law relating to War Crimes and Crimes against Humanity including those of the Holocaust:*

Kenneth Narvey, Legal Researcher and Chief Operating Officer.

*"Table de concertation des organismes au service des personnes réfugiées et immigrantes":*

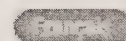
Rivka Augenfeld, President;

Louise Carrier-Corriveau, "conseillère en adaptation", "Service d'aide aux néo-canadiens",  
"Carrefour d'intégration des immigrants de l'Estrie";

Stephan Reichhold, Director.

*As Individual:*

Patrick Apikan.



## MINUTES OF PROCEEDINGS

Meeting No. 40

Tuesday, February 18, 2003

The Standing Committee on Citizenship and Immigration met at 8:11 a.m. this day, in Montreal, in Le Centre Sheraton, Salons ABC, the acting Chair, Yvon Charbonneau, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Massimo Pacetti, Jerry Pickard.

*In attendance:* From the Library of Parliament: David Goetz, researcher officer.

*Witnesses:* From the "Association québécoise des avocats et avocates en droit de l'immigration": Me Patrice M. Brunet, Lawyer; Me David Chalk, Lawyer. From the Coalition of Concerned Congregations on the Law relating to War Crimes and Crimes against Humanity including those of the Holocaust: Kenneth M. Narvey, Legal Researcher and Chief Operating Officer. As Individual: Patrick Apikan. From the "Association américaine des juristes - section canadienne": Me William Sloan. From the "Table de concertation des organismes au service des personnes réfugiées et immigrantes": Rivka Augenfeld, President; Stephan Reichhold, Director; Louise Carrier, "conseillère en adaptation", "Service d'aide aux néo-canadiens".

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Kenneth M. Narvey made a statement and answered questions.

Patrice Brunet and David Chalk made each a statement and answered questions.

Patrick Apikan made a statement and answered questions.

At 9:36 a.m. the sitting was suspended.

At 9:46 a.m. the sitting resumed.

William Sloan made a statement and answered questions.

Rivka Augenfeld made a statement and with Stephan Reichhold and Louise Carrier answered questions.

At 11:02 a.m., the Committee adjourned to the call of the Chair.

Jean-François Pagé

Committee Clerk

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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 41**

**Tuesday, February 18, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study of the National Identity Card

Study on Provincial/Territorial Nominee Programs

**WITNESSES:**

**Panel I:**

*Grassroots Women:*

Rachel Rosen, Coordinator.

*Organization of Professional Immigration Consultants Inc.:*

Kate Manvell, Director, Western Canada.

**SUCCESS:**

Lilian To, Chief Executive Officer;

Kenneth Tung, Vice-Chairman.





*Vancouver Association of Chinese Canadians:*

Victor Wong, Executive Director.

*As Individual:*

Samuel Hyman.

**Panel II:**

*B.C. Provincial Council:*

Myron Petriw, President, Ukrainian Canadian Congress.

*MOSAIC:*

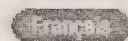
Chilwin Cheng, Past President, MOSAIC Board of Directors;

Eyob Naizghi, Executive Director.

**Panel III:**

*Filipino Nurses Support Group:*

Leah Diana, Member/Organizer.



## MINUTES OF PROCEEDINGS

Meeting No. 41

Tuesday, February 18, 2003

The Standing Committee on Citizenship and Immigration met at 8:05 a.m. this day, in Vancouver at the Delta Pinnacle Hotel in Pinnacle III Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Libby Davies, Joe Fontana, David Price, Lynne Yelich.

*Acting Member present:* Louis Plamondon for Antoine Dubé.

*Other Members present:* Sophia Leung, Andrew Telegdi.

*In attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*Witnesses:* Panel I: - *As Individual:* Samuel D. Hyman. *From the Grassroots Women:* Rachel Rosen, Coordinator; May Farrales, Member. *From the Organization of Professional Immigration Consultants Inc.:* Kate Manvell, Director, Western Canada. *From the Success:* Lillian To, Executive Director; Ken Tung, Vice-Chairman. *From the Vancouver Association of Chinese Canadians:* Victor Yukmun Wong, Executive Director. Panel II: - *From the Canadian Bar Association (BC Immigration Section):* Brian Edward Tadayoshi Tsuji, Chairman. *From the MOSAIC:* Eyob Naizghi, Executive Director. *From the Ukrainian Canadian Congress - B.C. Provincial Council:* Myron A. Petriw, President; Bohdan Trylowsky, President, Vancouver Branch. Panel III: - *From the Filipino Nurses Support Group:* Leah Diana, Member/Organizer. *From the National Alliance of Philippine in Canada (NAPWC):* Leah Diana, Member.

### Panel I

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship (see Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6).*

The witnesses made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*see Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

The witnesses commented on a National Identity Card.

At 10:10 a.m. the sitting was suspended.

At 10:22 the sitting resumed.

### Panel II

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

The witnesses commented on a National Identity Card.

### Panel III

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (See *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

Leah Diana made a statement and answered questions.

At 11:47 a.m., the Committee adjourned until later this day.

Bill Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 42**

**Tuesday, February 18, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*“Carrefour d'intégration des immigrants de l'Estrie”:*

Louise Carrier-Corriveau, “conseillère en adaptation”, “Service d'aide aux Néo-Canadiens”.

*German Canadian Congress, National:*

Paul Walter, Member.

*“Ligue des droits et libertés”:*

Denis Barrette, Legal Counsel.

*“Table de concertation des organismes au service des personnes réfugiées et immigrantes”:*

Rivka Augenfeld, President;

Stephan Reichhold, Executive Director.







## MINUTES OF PROCEEDINGS

Meeting No. 42

Tuesday, February 18, 2003

The Standing Committee on Citizenship and Immigration met at 1:25 p.m. this day, in, in Montreal, in Le Centre Sheraton, Salons ABC, the acting Chair, Madeleine Dalphond-Guiral, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Massimo Pacetti, Jerry Pickard.

*In attendance:* From the Library of Parliament: David Goetz, researcher officer.

*Witnesses: From the "Table de concertation des organismes au service des personnes réfugiées et immigrantes":* Rivka Augenfeld, President; Stephan Reichhold, Director. *From the "Carrefour d'intégration des immigrants de l'Estrie":* Louise Carrier-Corriveau, "conseillère en adaptation", "Service d'aide aux néo-canadiens". *From the "Ligue des droits et libertés":* Me Denis Barrette, Legal Counsel. *From the German Canadian Congress:* Paul Walter, Member.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Paul Walter made a statement and answered questions.

At 2:06 p.m. the sitting was suspended.

At 2:09 p.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of Canada's Settlement and Integration Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Stephan Reichhold made a statement and answered questions.

Louise Carrier-Corriveau made a statement and answered questions.

Rivka Augenfeld made a statement and answered questions.

At 3:16 p.m. the sitting was suspended.

At 3:34 p.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

Denis Barrette made a statement and answered questions.

At 4:37 p.m., the Committee adjourned to the call of the Chair.



Jean-François Pagé  
Committee Clerk

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 43**

**Tuesday, February 18, 2003**

---

**ORDERS OF THE DAY:**

Study on Settlement and Integration Programs

Study of the National Identity Card

**WITNESSES:**

**Panel I**

*Affiliation of Multicultural Societies & Service Agencies of BC:*

Chris Friesen, Member, Immigration and Integration Coordinating Committee.

*British Columbia Settlement and Integration Workers Association:*

Lauren Johnson, Executive Coordinator;

Layne Kriwoken, Organizing Team Member.

*Filipino Nurses Support Group:*

Leah Diana, Member/Organizer.

*National Alliance of Philippine Women in Canada (NAPWC):*

Lueningning Alcuillas-Imperial, Vice-Chair.

## **Panel II**

*BC Freedom of Information and Privacy Association:*

Darrell Evans, Executive Director.

*Grassroots Women:*

Rachel Rosen, Coordinator.

*Lost Canadian Organization:*

Magali Castro-Gyr;

Don Chapman.

## MINUTES OF PROCEEDINGS

Meeting No. 43

Tuesday, February 18, 2003

The Standing Committee on Citizenship and Immigration met at 1:30 p.m. this day, in Vancouver at the Delta Pinnacle Hotel in Pinnacle III Ballroom, the Chair, Joe Fontana, presiding.

Members of the Committee present: Libby Davies, Joe Fontana, David Price, Lynne Yelich.

Invited Member present: Louis Plamondon for Antoine Dubé.

Other Members present: Sophia Leung, Andrew Telegdi.

Attendance: From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

Business: Panel I: - *From the Affiliation of Multicultural Societies & Service Agencies of BC*: Chris Friesen, Member, Immigration and Integration Coordinating Committee. *From the British Columbia Settlement and Integration Workers Association*: Lauren Johnson, Executive Coordinator; Layne Owen Kriwoken, Organizing Team Member. *From the National Alliance of Philippine in Canada (NAPWC)*: Luningning Alcuítas-Imperial. Panel II: - *From the BC Freedom of Information and Privacy Association*: Darrell Evans, Executive Director. *From the Canadian Bar Association (BC Immigration Section)*: Bonnie Teng, Vice-Chair. *From the Grassroots Women*: Rachel Rosen, Coordinator. *From the National Alliance of Philippine in Canada (NAPWC)*: Luningning Alcuítas-Imperial. *From the Lost Canadian Organization*: Don Chapman; Magali Castro-Gyr.

Panel I

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

The witnesses made statements and answered questions.

At 2:45 p.m. the sitting was suspended.

At 3:08 p.m. the sitting resumed.

Panel II

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

The witnesses made statements and answered questions.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 7, 2002, Meeting No. 6*).

Don Chapman and Magali Castro-Gyr made statements and answered questions.

At 4:50 p.m., the Committee adjourned until Wednesday, February 18, 2003.

Bill Farrell  
Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 44**

**Wednesday, February 19, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study of the National Identity Card

**WITNESSES:**

*Ukrainian Canadian Congress:*

Eugene Czolij, National President.

*As Individual:*

Louis Béliveau.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 44

Wednesday, February 19, 2003

The Standing Committee on Citizenship and Immigration met at 8:03 a.m. this day, in, in Montreal, in Le Centre Sheraton, Salons ABC, the Vice-Chair, Jerry Pickard presiding..

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Massimo Pacetti, Jerry Pickard.

*In attendance:* From the Library of Parliament: David Goetz, researcher officer.

*Witnesses: From the Ukrainian Canadian Congress:* Eugene Czolij, National President. *As Individual:* Louis R. Béliveau.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Eugene Czolij made a statement and answered questions.

At 9:04 a.m. the sitting was suspended.

At 9:11 a.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

Louis R. Béliveau made a statement and answered questions.

At 10:18 a.m., the Committee adjourned to the call of the Chair.

Jean-François Pagé

Committee Clerk



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 45**

**Wednesday, February 19, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study on Settlement and Integration

**WITNESSES:**

*Canadian Bar Association:*

Brian Tsuji, Chairman, Immigration Section, British Columbia Branch.

*Hungarian Cultural Society of Greater Vancouver:*

Joseph Molnar, President.

*Information and Privacy Commissioner of Alberta:*

Frank Work, Commissioner.

*Lexbase:*

Richard Kurland, Editor-in-Chief.

**SUCCESS:**

Lillian To, Executive Director;

Kenneth Tung, Vice-Chairman.

*As Individual:*

Kelly Ip;

W. Wesley Pue;

Zale Tanner.

**MINUTES OF PROCEEDINGS**

Meeting No. 45

Wednesday, February 19, 2003

The Standing Committee on Citizenship and Immigration met at 8:09 a.m. this day, in Vancouver at the Delta Pinnacle Hotel in Pinnacle III Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, David Price, Lynne Yelich.

*Acting Member present:* Louis Plamondon for Antoine Dubé.

*Other Members present:* Sophia Leung, Andrew Telegdi.

*In attendance: From the Research Branch of the Library of Parliament:* Benjamin Dolin, Researcher.

*Witnesses:* Panel I: - *From the Canadian Bar Association (BC Immigration Section):* Brian Edward Tadayoshi Tsuji, Chairman. *From the Hungarian Cultural Society of Greater Vancouver:* Dr. Joseph Molnar, President; Susan Pali. *From the LEXBASE:* Richard Kurland, Editor-in-Chief. *From the University of British Columbia:* W. Wesley Pue, Professor of Law, Law Faculty. *As Individual:* Kelly Ip; Zale Tanner. *From the Information and Privacy Commission of Alberta:* Frank Work, Commissioner. Panel II: - *From the Canadian Bar Association (BC Immigration Section):* Brian Edward Tadayoshi Tsuji, Chairman. *From the LEXBASE:* Richard Kurland, Editor-in-Chief. *From the Success:* Lillian To, Executive Director; Kenneth Tung, Vice-Chairman.

**Panel I**

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Richard Kurland answered a question.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses resumed answering questions.

At 9:40 a.m. the sitting was suspended.



At 10:04 a.m. the sitting resumed.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*see Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Frank Work made a statement and answered questions.

Panel II

Pursuant to Standing Order 108(2), the Committee resumed its study on Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

The witnesses made statements and answered questions.

At 11:55 a.m., the Committee adjourned until later this day.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 46**

**Wednesday, February 19, 2003**

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**ORDERS OF THE DAY:**

Study on Settlement and Integration Programs

Study of the National Identity Card

**WITNESSES:**

**Panel I**

*Canadian Bar Association:*

Phil Rankin, Immigration Section, British Columbia Branch.

*Lexbase:*

Richard Kurland, Editor-in-Chief.

*MOSAIC:*

Eyob Naizghi, Executive Director.

*SUCCESS:*

Lilian To, Chief Executive Officer;

Kenneth Tung, Vice-Chairman.

**Panel II**

*B.C. Civil Liberties Association:*

Jason Gratl, Director;

Craig Jones, Director.

*Electronic Frontier Canada:*

Richard Rosenberg, Vice-President and Professor of Computer Science, University of  
British Columbia.

*University of British Columbia:*

W. Wesley Pue, Professor of Law, Law Faculty.

## MINUTES OF PROCEEDINGS

Meeting No. 46

Wednesday, February 19, 2003

The Standing Committee on Citizenship and Immigration met at 1:30 p.m. this day, in Vancouver at the Delta Pinnacle Hotel in Pinnacle III Ballroom, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Joe Fontana, David Price, Lynne Yelich.

*Guest Members present:* Sophia Leung, Andrew Telegdi.

*Attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*Witnesses:* Panel I: - *From the Canadian Bar Association (BC Immigration Section):* Phil Rankin. *From the LEXBASE:* David Kurland, Editor-in-Chief. *From the MOSAIC:* Eyob Naizghi, Executive Director. *From the Success:* Lillian To, Executive Director; Kenneth Tung, Vice-Chairman. Panel II: - *From the B.C. Civil Liberties Association:* Jason Gratl, Director; Craig Jones, Director. *From the Electronic Frontier Canada:* Prof. Richard S. Rosenberg, Vice-President and Professor of Computer Science, University of British Columbia. *From the University of British Columbia:* W. Wesley Professor of Law, Law Faculty.

I I

Pursuant to Standing Order 108(2), the Committee resumed its study on Settlement and Integration Programs (see *Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 20*).

Witnesses made statements and answered questions.

I II

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (see *Minutes of Proceedings, Thursday, February 6, 2003, Meeting No. 17*).

Witnesses made statements and answered questions.

At 1:15 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 47**

**Tuesday, February 25, 2003**

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**ORDER OF THE DAY:**

Meeting with delegation from the Government of Australia

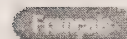
**WITNESS:**

*Delegation from the Government of Australia):*

The Hon. Gary Hardgrave (Minister for Citizenship and Multicultural Affairs, Government of Australia.







## MINUTES OF PROCEEDINGS

Meeting No. 47

Tuesday, February 25, 2003

The Standing Committee on Citizenship and Immigration met at 11:11 a.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Massimo Pacetti, Jerry Pickard, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for David Price.

*In attendance: From the Research Branch of the Library of Parliament:* Benjamin Dolin, Researcher.

*Witnesses: From the Delegation from the Government of Australia:* The Hon. Gary Hardgrave, Minister for Citizenship and Multicultural Affairs, Government of Australia; H.E. Tony Hely, High Commissioner, Government of Australia; Kate Wallace, Minister's Senior Adviser, Government of Australia; Peter Vardos, First Assistant Secretary, Department of Immigration and Multicultural Affairs and Indigenous Affairs (DIMIA).

Pursuant to Standing Order 108(2), a meeting with a delegation from the Government of Australia

Hon. Gary Hardgrave made a statement and exchanged views with the members of the Committee.

At 12:40 p.m. the Committee proceeded to sit *in Camera*.

The Committee discussed their future business.

At 1:00 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 48**

**Thursday, February 27, 2003**

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**ORDER OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Hellenic Canadian Congress:*

Nicholas Katsepontes, Policy and Legal Advisor.

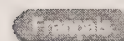
*Mennonite Central Committee Canada:*

Janzen, Director of the Ottawa Office.

*National Organization of Immigrant and Visible Minority Women of Canada:*

Anu Bose, Executive Director.





## MINUTES OF PROCEEDINGS

Meeting No. 48

Thursday, February 27, 2003

The Standing Committee on Citizenship and Immigration met at 11:05 a.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for Anita Neville.

*In attendance: From the Research Branch of the Library of Parliament:* Benjamin Dolin, Researcher.

*Witnesses: From the Hellenic Canadian Congress:* Nicholas P. Katsepontes, Policy and Legal Advisor. *From the Mennonite Central Committee Canada:* Bill Janzen, Director of the Ottawa Office. *From the National Organization of Immigrant and Visible Minority Women of Canada:* Dr. Anu Bose, Executive Director and Project Manager.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship (see Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6).*

Nicholas P. Katsepontes and Bill Janzen made statements and answered questions.

Dr. Anu Bose made a statement and answered questions.

At 12:49 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 49**

**Tuesday March 18, 2003**

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**ORDER OF THE DAY:**

Debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship*

Study of the National Identity Card

**WITNESSES:**

*Office of the Privacy Commissioner of Canada:*

George Radwanski, Privacy Commissioner of Canada.

*As Individual:*

Hon. R. Salhany, Retired Judge.





## MINUTES OF PROCEEDINGS

Meeting No. 49

Tuesday, March 18, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 11:11 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, David Price.

*Other Member present:* Andrew Telegdi.

*In attendance:* From the Research Branch of the Library of Parliament: Benjamin Dolin, Researcher.

*Witnesses:* *As Individual:* The Hon. R. E. Salhany, Retired Judge. *From the Office of the Privacy Commissioner of Canada:* George Radwanski, Privacy Commissioner of Canada.

On motion of John O'Reilly, it was agreed - That, the Chair be authorized to plan and finalize the budgets and itineraries for the Committee's international travel in May and June 2003, and to present said budget or budgets to the subcommittee on budgets of the Liaison Committee and that the required staff accompany the Committee when it travels from place to place outside Canada, as the Committee deems necessary, and that the Chair be authorized to seek an Order of Reference from the House of Commons for the Committee's travel.

On motion of Yvon Charbonneau, it was agreed - That, in relation to it studies on C-18, Provincial Nominees, Settlement and Integration, National Identity Card and other issues relating to the Committee's mandate under 108(2), the proposed operational budget in the amount of \$111,900. be adopted.

On motion of David Price, it was agreed - That the Chair be authorized to approve payment for a working meeting and hospitality offered by the Committee during their travel in February 2003.

On motion of John Bryden, it was agreed - That the Committee put out a Press release announcing the study it is undertaking entitled «National I.D. Card».

On motion of John Bryden, it was agreed - That the Committee during its visit abroad present souvenir gifts to foreign government representatives who will be participating in the Committee's study.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed debate on Clause 2, consideration of Bill C-18, *An Act respecting Canadian citizenship* (see *Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

Hon. R. E. Salhany made a statement and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

George Radwanski made a statement and answered questions.

At 1:19 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 50**

**Thursday March 20, 2003**

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**ORDER OF THE DAY:**

Supplementary Estimates (B) 2002-2003 – Votes 2b, 5b, and 10b, under the Department of Citizenship and Immigration

**APPEARING:**

Hon. Denis Coderre, Minister of Citizenship and Immigration

**WITNESSES:**

*Department of Citizenship and Immigration:*

Michel Dorais, Deputy Minister;

Daniel Jean, Assistant Deputy Minister, Policy and Program Development;

John McWhinnie, Assistant Deputy Minister, Centralized Service Delivery and Corporate Services;

Lyse Ricard, Assistant Deputy Minister, Operations.







## MINUTES OF PROCEEDINGS

Meeting No. 50

Thursday, March 20, 2003

The Standing Committee on Citizenship and Immigration met at 11:03 a.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, David Price.

*Acting Members present:* Joe Volpe for Anita Neville, Deborah Grey for Lynne Yelich.

*Other Members present:* Réal Ménard, Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin, analyst, Law and Government Division.

*Appearing: From the House of Commons:* The Hon. Denis Coderre, Minister of Citizenship and Immigration.

*Witnesses: From the Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; John McWhinnie, Assistant Deputy Minister, Centralized Service Delivery and Corporate Services; Lyse Ricard, Assistant Deputy Minister, Operations; Daniel Jean, Assistant Deputy Minister, Policy and Program Development; Dawn Edlund, General Counsel, Legal Services.

Pursuant to Standing Order 81(5), Supplementary Estimates (B) 2002- 2003 - Votes 2b, 5b and 10b under the Department of Citizenship and Immigration referred to the Committee on Wednesday February 26, 2003.

The Chair called Vote 2b.

The Minister made a statement and with Michel Dorais, Daniel Jean, John McWhinnie and Lyse Ricard answered questions.

On motion of Sarkis Assadourian – vote 2b carried on division.

On motion of Sarkis Assadourian – vote 5b carried on division

On motion of Sarkis Assadourian – vote10b carried on division.

On motion of Sarkis Assadourian, it was agreed that the Chair report the Supplementary Estimates B to the House as the Second Report of the Committee.

Diane Ablonczy gave notice of the following motion.

That, given the judgement of Mr. Justice Kelen of the Federal Court of Canada on February 21, 2003 that found the Minister of Citizenship and Immigration to have misled this Committee, this Committee report to the House that the Minister of Citizenship and Immigration is in contempt of this Committee and therefore in contempt of Parliament.

At 1:05 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 51**

**Tuesday, April 1st, 2003**

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**ORDER OF THE DAY:**

Study of the National Identity

**WITNESSES:**

*BioDentity Systems Corporation:*

Joel Shaw, President and CEO.

*Canadian Bank Note Company, Limited:*

Ron Arends, President and Chief Operating Officer;

Stephen Dopp, Vice-President, Government and Commercial Services;

Ian Shaw, President, Identity Systems.

*Rycom Inc.:*

Frank Fitzsimmons, Chief Financial Officer, Iridian Technologies;

Mandy Sandhar, General Manager, Business Development;

Casey Witkowicz, President and Chief Executive Officer.





## MINUTES OF PROCEEDINGS

Meeting No. 51

Tuesday, April 1st, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 11:13 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, David Price, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the BioDentity Systems Corporation:* Joel F. Shaw, President and CEO; Jean-Paul Sirois, The Rothwell Group Inc.. *From the Canadian Bank Note Company, Limited:* Ron Arends, President and Chief Operating Officer; Ian Shaw, President, Identity Systems; Stephen Dopp, Vice-President, Government and Commercial Services; Jack Sinclair, Senior Systems Architect. *From the Rycom Inc.:* Casey Witkowicz, President and Chief Executive Officer; Mandy Sandhar, General Manager, Business Development; Frank Fitzsimmons, Chief Financial Officer, Iridian Technologies; Bill Willis, Chief Technology Officer, Iridian Technologies.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

Diane Ablonczy gave notice of the following motion.

- That, given the judgement of Mr. Justice Kelen of the Federal Court of Canada on February 21, 2003 that found the Minister of Citizenship and Immigration to have misled this Committee, this Committee feels it is its duty to place this matter before the House at this time since privilege may be involved and to give the House an opportunity to reflect on this matter.

Joel F. Shaw made a statement and answered questions.

Ron Arends made a statement and with Stephen Dopp answered questions.

At 12:59 a.m. the sitting was suspended.

At 1:07 p.m. the sitting resumed.

Casey Witkowicz made a statement and with Frank Fitzsimmons answered questions.

At 1:55 p.m., the Committee adjourned to the call of the Chair.



William Farrell

Clerk of the Committee

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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 52**

**Tuesday, April 8, 2003**

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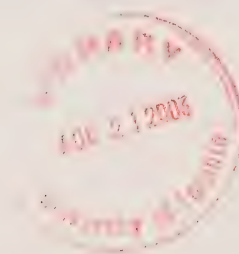
**ORDER OF THE DAY:**

Study of the National Identity Card

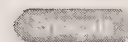
**WITNESSES:**

*Unisys Corporation:*

Kevin Curry, Vice-President and General Manager, North America Public Sector;  
John Souder, Director, Registry and Personal Identification Solutions.







## MINUTES OF PROCEEDINGS

Meeting No. 52

Tuesday, April 8, 2003

The Standing Committee on Citizenship and Immigration met at 11:10 a.m. this day, in Room 701, La Promenade Building, the Vice-Chair, Jerry Pickard, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Massimo Pacetti, Jerry Pickard, David Price, Lynne Yelich.

*Acting Members present:* Dominique Leblanc for Anita Neville, Murray Calder for Joe Fontana, Larry Bagnell for John O'Reilly, Roy Bailey for Grant McNally.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Unisys Corporation:* Kevin Curry, Vice-President and General Manager, North America Public Sector; John Souder, Director, Registry and Personal Identification Solutions; Bill Ellis, Client Relationship Executive, Federal Systems.

Pursuant to Standing Order 108(2), the Committee resumed its study of the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

Kevin Curry and John Souder made opening statements and answered questions.

Pursuant to the motion adopted by the Committee on Tuesday November 5, 2002, the Committee proceeded to the notice of motion of Diane Ablonczy.

Diane Ablonczy moved – That, given the judgement of Mr. Justice Kelen of the Federal Court of Canada on February 21, 2003 that found the Minister of Citizenship and Immigration to have misled this Committee, this Committee feels it is its duty to place this matter before the House at this time since privilege may be involved and to give the House an opportunity to reflect on this matter.

After debate, the question being put on the motion, it was negatived by a show of hands.

Yeas: 4                      Nays: 6

At 12:50 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 53**

**Tuesday, April 29, 2003**

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**IN CAMERA**







## MINUTES OF PROCEEDINGS

Meeting No. 53

Tuesday, April 29, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 3:40 p.m. this day, in Room 269, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Massimo Pacetti, Jerry Pickard, David Price.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

Witness: From the Library of Parliament: Benjamin Dolin; analyst, Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

The Committee commenced its study on a Draft Report.

The witness made a statement and answered questions.

At 5:35 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 54**

**Wednesday, April 30, 2003**

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**ORDER OF THE DAY:**

Consideration of Bill C-18, An Act respecting Canadian citizenship.

**WITNESSES:**

*Department of Citizenship and Immigration:*

Patricia Birkett, Citizenship Registrar;

Rosaline Frith, Director General, Integration;

Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development;

Paul Yurack, Counsel, Legal Services.





## MINUTES OF PROCEEDINGS

Meeting No. 54

Wednesday, April 30, 2003

The Standing Committee on Citizenship and Immigration met at 3:40 p.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Massimo Pacetti.

*Other member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Rosaline Frith, Director General, Integration; Patricia Birkett, Citizenship Registrar; Paul Yurack, Counsel, Legal Services.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The Committee proceeded to a technical briefing on Bill C-18.

Daniel Jean and Rosaline Frith made opening statements and with the other witnesses answered questions.

At 5:40 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 55**

**Thursday, May 1st, 2003**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 55

Thursday, May 1st, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 11:11 a.m. this day, in Room 536, Wellington Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Sophia Leung, John O'Reilly, Massimo Pacetti, David Price.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witness:* From the Library of Parliament: Benjamin Dolin; analyst, Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 19*).

The Committee resumed its study on a Draft Report.

The witness answered questions.

At 12:45 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 56**

**Tuesday, May 6, 2003**

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**IN CAMERA**







## MINUTES OF PROCEEDINGS

Meeting No. 56

Tuesday, May 6, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 11:10 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Massimo Pacetti, David Price, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

Witness: From the Library of Parliament: Benjamin Dolin; analyst, Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Provincial/Territorial Nominee Programs (*See Minutes of Proceedings, Monday, February 10, 2003, Meeting No. 18*).

The Committee resumed its study on a Draft Report.

The witness answered questions.

At 11:38 a.m. the sitting was suspended.

At 12:20 p.m. the sitting resumed.

The witness answered questions.

It was agreed – That - Pursuant to motion adopted by the Committee on Tuesday, March 18 2003, this Committee deems necessary, that on each trip, one (1) Clerk, one (1) Researcher and one (1) Administrative and Logistical officer do accompany the Committee.

It was agreed – That the Draft Report, as amended, be concurred in and that the Chairman be instructed to present it to the House.

It was agreed, - That the Chair, in conjunction with the clerk and researchers, make such editorial changes as may be necessary without changing the substance of the report.

It was agreed, - That pursuant to Standing Order 109, the Committee request the government to table a comprehensive response to the report.

At 12:48 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 57**

**Thursday, May 8, 2003**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 57

Thursday, May 8, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 11:02 a.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, David Price, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for Sophia Leung.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witness:* Benjamin Dolin; analyst, Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20).

The Committee commenced its study of a draft report.

The witness made a statement and answered questions.

At 12:25 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 58**

**Wednesday, May 14, 2003**

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**ORDER OF THE DAY:**

Review of Chapter 5 (Citizenship and Immigration Canada – Control and Enforcement) of the April 2003 – Report of the Auditor General of Canada

**WITNESSES:**

*Office of the Auditor General of Canada:*

Sheila Fraser, Auditor General of Canada;

John Hitchinson, Principal;

Shahid Minto, Assistant Auditor General.





## MINUTES OF PROCEEDINGS

Meeting No. 59

Wednesday, May 14, 2003

The Standing Committee on Citizenship and Immigration met at 3:34 p.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, Lynne Yelich.

*Acting member present:* Andrew Telegdi for Sophia Leung.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Lyse Ricard, Assistant Deputy Minister, Operations; Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Alfred MacLeod, Assistant Deputy Minister, Strategic Directions and Communications; Gerry Derouin, Director General, Finance; David Dunbar, Senior Counsel, Legal Services.

Pursuant to Standing Order 108(2)), the Committee resumed its review of Chapter 5 (Citizenship and Immigration Canada - Control and Enforcement) of the April 2003 - Report of the Auditor General of Canada (*See Minutes of Proceedings, Tuesday, May 13, 2003, Meeting No. 58*).

Michel Dorais made a statement and with the other witnesses answered questions.

At 5:00 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 59**

**Wednesday, May 14, 2003**

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**ORDER OF THE DAY:**

Review of Chapter 5 (Citizenship and Immigration Canada – Control and Enforcement) of the April 2003 – Report of the Auditor General of Canada

**WITNESSES:**

*Department of Citizenship and Immigration:*

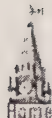
Michel Dorais, Deputy Minister;

Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development;

Lyse Ricard, Assistant Deputy Minister, Operations.







## MINUTES OF PROCEEDINGS

Meeting No. 59

Wednesday, May 14, 2003

The Standing Committee on Citizenship and Immigration met at 3:34 p.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard, Lynne Yelich.

*Acting member present:* Andrew Telegdi for Sophia Leung.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Lyse Ricard, Assistant Deputy Minister, Operations; Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Alfred MacLeod, Assistant Deputy Minister, Strategic Directions and Communications; Gerry Derouin, Director General, Finance; David Dunbar, Senior Counsel, Legal Services.

Pursuant to Standing Order 108(2)), the Committee resumed its review of Chapter 5 (Citizenship and Immigration Canada - Control and Enforcement) of the April 2003 - Report of the Auditor General of Canada (*See Minutes of Proceedings, Tuesday, May 13, 2003, Meeting No. 58*).

Michel Dorais made a statement and with the other witnesses answered questions.

At 5:00 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 60**

**Thursday, May 15, 2003**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 60

Thursday, May 15, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 11:10 a.m. this day, in Room 701, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Massimo Pacetti, Jerry Pickard, David Price, Lynne Yelich.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witness: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20).

The Committee resumed its study on a Draft Report.

The witness made a statement.

At 1:00 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 61**

**Monday, May 26, 2003**

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**ORDERS OF THE DAY:**

Consideration of the Main Estimates 2003-2004: Votes 1, 5 and 10 under CITIZENSHIP AND IMMIGRATION

Report on Plans and Priorities

**APPEARING:**

Honourable Denis Coderre, Minister of Citizenship and Immigration

**WITNESSES:**

*Department of Citizenship and Immigration:*

Michel Dorais, Deputy Minister;

Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development;

Lyse Ricard, Assistant Deputy Minister, Operations.





## MINUTES OF PROCEEDINGS

Meeting No. 61

Monday, May 26, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 10:05 a.m. this day, in Room 253-D, Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Massimo Pacetti.

*Acting Members present:* Marlene Jennings for John Bryden, Joe Peschisolido for David Price, Andrew Telegdi for Sophia Leung.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Appearing:* Hon. Denis Coderre, Minister of Citizenship and Immigration.

*Witnesses: From the Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Lyse Ricard, Assistant Deputy Minister, Operations; Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Alfred MacLeod, Assistant Deputy Minister, Strategic Directions and Communications; John McWhinnie, Assistant Deputy Minister, Centralized Service Delivery and Corporate Services. *From the Department of Justice:* David Dunbar, Senior Counsel, Legal Services.

Pursuant to Standing Order 81(4), consideration of the Main Estimates 2003-2004, Votes 1, 5 and 10 and Pursuant to Standing Order 81(7), Report on Plans and Priorities under Citizenship and Immigration.

The Minister made a statement and with the other witnesses answered questions.

The Chair called Vote 1 – Operating expenditures under the Department of Citizenship and Immigration.

On motion of Sarkis Assadourian it was agreed, - That Vote 1 in the amount of \$586,778.000, less the amount of \$146,694,500 granted in Interim Supply, be carried.

The Chair called Vote 5 – Grants and contributions under the Department of Citizenship and Immigration.

On motion of Massimo Pacetti it was agreed – That Vote 5 in the amount of \$388,297,577, less the amount of \$129,432,525.67 granted in Interim Supply, be carried.

The Chair called Vote 10 – Program expenditures under the Department of Citizenship and Immigration.

On motion of Sarkis Assadourian it was agreed - That Vote 10 in the amount of \$120,219,000, less the amount of \$30,054,750 granted in Interim Supply, be carried.

ORDERED, - That the Chair report Votes 1, 5 and 10, less the amounts granted in Interim Supply, under the Department of Citizenship and Immigration to the House.

At 11:50 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 62**

**Tuesday, May 27, 2003**

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**ORDERS OF THE DAY:**

Consideration of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Department of Citizenship and Immigration:*

Rosaline Frith, Director General, Integration.

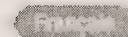
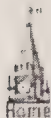
*Department of Justice:*

Robert Batt, Counsel, Canadian Security Intelligence Service;

Lynn Lovett, Acting Deputy Director, Senior Counsel, War Crimes Unit.







## MINUTES OF PROCEEDINGS

Meeting No. 62

Tuesday, May 27, 2003

The Standing Committee on Citizenship and Immigration met at 11:07 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Massimo Pacetti.

*Other member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Rosaline Frith, Director General, Integration; Patricia Birkett, Citizenship Registrar; Paul Yurack, Counsel, Legal Services; Brian Foley, Senior Analyst, Security Review, Intelligence Branch. *From the Department of Justice:* Lynn Lovett, Acting Deputy Director, Senior Counsel, War Crimes Unit; Robert F. Batt, Counsel, Canadian Security Intelligence Service.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The Committee proceeded to a technical briefing on Bill C-18.

Rosaline Frith and Robert F. Batt made statements and with the other witnesses answered questions.

At 1:20 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 63**

**Thursday, May 29, 2003**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 63

Thursday, May 29, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 10:06 a.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Sophia Leung, Massimo Pacetti, Lynne Yelich.

*Acting Member present:* Andrew Telegdi for David Price.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witness: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20).

The Committee resumed its study on a Draft Report.

The witness made a statement.

At 12:38 p.m., the Committee adjourned to the call of the Chair.

Rémi Bourgault

Committee Clerk





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 64**

**Tuesday, June 3, 2003**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 64

Tuesday, June 3, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 11:04 a.m. this day, in Room 307, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Sophia Leung, John O'Reilly, Massimo Pacetti, David Price, Lynne Yelich.

*Other member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; Law and Government Division.

Pursuant to Standing Order 108(2), consideration of Settlement and Integration Programs (see Minutes of Proceedings, Monday, February 10, 2003, Meeting No 20).

The Committee resumed its study on a Draft Report.

It was agreed – That the Draft Report, as amended, be concurred in and that the Chairman be instructed to present it to the House.

It was agreed, - That the Chair, in conjunction with the clerk and researchers, make such editorial changes as may be necessary without changing the substance of the report.

It was agreed, - That pursuant to Standing Order 109, the Committee request the government to table a comprehensive response to the report.

At 11:54 a.m., the Committee adjourned to the call of the Chair.

Jean-François Pagé

Committee Clerk



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 65**

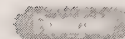
**Tuesday, June 3, 2003**

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**IN CAMERA**







## MINUTES OF PROCEEDINGS

Meeting No. 65

Tuesday, June 3, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 4:10 p.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Sophia Leung, Massimo Pacetti, Jerry Pickard, David Price, Lynne Yelich.

*Other Member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

The Committee proceeded to the consideration of its future business.

At 5:34 p.m., the Committee adjourned to the call of the Chair.

Rémi Bourgault

Committee Clerk



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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 66**

**Thursday, June 5, 2003**

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**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship

Study of Clause 1 is postponed

**WITNESS:**

*Department of Citizenship and Immigration:*

Rosaline Frith, Director General, Integration.







## MINUTES OF PROCEEDINGS

Meeting No. 66

Thursday, June 5, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 11:10 a.m. this day, in Room 308, West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Sophia Leung, Jerry Pickard, David Price, Lynne Yelich.

*Acting Members present:* Raymonde Folco for John O'Reilly, Bob Speller for Yvon Charbonneau, Janko Peric for Massimo Pacetti, André Bachand for Inky Mark.

*Other member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Rosaline Frith, Director General, Integration; Patricia Birkett, Citizenship Registrar; Paul Yurack, Counsel, Legal Services.

The Committee proceeded to discuss future business.

At 11:40 a.m., the sitting was suspended.

At 11:47 a.m., the sitting resumed.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

At 12:00 p.m., the sitting was suspended.

At 12:05 p.m., the sitting resumed.

At 12:07 p.m. the Committee proceeded to sit in public.

The Committee proceeded to Clause-by-Clause consideration of the Bill C-18.

The witnesses answered questions.

Pursuant to Standing Order 75(1), consideration of Clause 1 is postponed.



Clause 2 was allowed to stand.

On Clause 3,

Madeleine Dalphond-Guiral moved, --

That Bill C-18, in Clause 3, be amended by deleting lines 4 and 5 on page 3.

After debate, the question being put on the amendment, it was negatived by a show of hands.

Yeas : 3

Nays: 10

Diane Ablonczy moved, -- That Bill C-18 in clause 3 be amended by replacing lines 4 and 5 on page 3 with the following:

"to require strong attachment to Canada through physical presence for the acquisition of citizenship."

After debate, the question being put on the amendment, it was negatived.

John Bryden moved, -- That Bill C-18 in clause 3 be amended by replacing lines 4 and 5 with the following:

"to require a demonstration of attachment to Canada for the acquisition of citizenship."

After debate, the question being put on the amendment, it was adopted.

Libby Davies moved, --

That Bill C-18, in Clause 3, be amended by replacing line 8 on page 3 with the following:

“event worthy of celebration;

(f.1) to foster the recognition of English and French as the official languages of Canada; and”

After debate, the question being put on the amendment, it was adopted.

Sarkis Assadourian moved - That Bill C-18, in Clause 3, be amended by

replacing lines 10 and 11 on page 3 with the following:

values essential to a free and democratic society, including respect for the inherent dignity of the human person, commitment to social justice and equality, accommodation of a wide variety of beliefs, respect for cultural and group identity and faith in social and political institutions that enhance the participation of individuals and groups in society; and

Debate continuing.

At 1:06 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 67**

**Tuesday, June 10, 2003**

---

**ORDERS OF THE DAY:**

Study of Bill C-18, An Act respecting Canadian citizenship.

**WITNESSES:**

*Department of Citizenship and Immigration:*

Rosaline Frith, Director General, Integration;

Paul Yurack, Counsel, Legal Services.

*House of Commons:*

Sarkis Assadourian, Parliamentary Secretary to the Minister.





## MINUTES OF PROCEEDINGS

Meeting No. 67

Tuesday, June 10, 2003

The Standing Committee on Citizenship and Immigration met at 10:20 a.m. this day, in Room 536, Wellington Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Libby Davies, Joe Fontana, Sophia Leung, Massimo Pacetti, Jerry Pickard, Lynne Yelich.

*Acting Members present:* Janko Peric for John O'Reilly, Raymonde Folco for David Price.

*Other member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Rosaline Frith, Director General, Integration; Patricia Birkett, Citizenship Registrar; Paul Yurack, Counsel, Legal Services.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses answered questions.

The Committee resumed debate on Clause 3 and on the following amendment.

Sarkis Assadourian moved - That Bill C-18, in Clause 3, be amended by replacing lines 10 and 11 on page 3 with the following:

values essential to a free and democratic society, including respect for the inherent dignity of the human person, commitment to social justice and equality, accommodation of a wide variety of beliefs, respect for cultural and group identity and faith in social and political institutions that enhance the participation of individuals and groups in society; and

After debate by unanimous consent the amendment was allowed to stand.

John Bryden moved - That Bill C-18, in Clause 3, be amended by replacing lines 10 and 11 on page 3 with the following:

“values underlying the Canadian Charter of Rights and Freedoms.



Debate continuing.

At 11:05 the sitting was suspended.

At: 11:51 the sitting resumed.

Debate resumed on the amendment of John Bryden.

After further debate the question being put on the amendment, it was by a show of hands negatived

Yeas 2                      Nays 3

Sarkis Assadourian moved – That Bill C-18 be amended by adding after line 11 on page 3 the following:

3.1 This Act is to be interpreted and applied in a manner that ensures that decisions taken under it are consistent with the *Canadian Charter of Rights and Freedoms*.

After debate the question being put on the amendment, it was adopted.

The Committee reverted to the stood amendment of Sarkis Assadourian.

That Bill C-18, in Clause 3, be amended by replacing lines 10 and 11 on page 3 with the following:

values essential to a free and democratic society, including respect for the inherent dignity of the human person, commitment to social justice and equality, accommodation of a wide variety of beliefs, respect for cultural and group identity and faith in social and political institutions that enhance the participation of individuals and groups in society; and

Debate arose thereon.

John Bryden moved – That the amendment be amended by inserting the words “freedom of speech and” after the words “including respect” in the second line of the text under (b) which replaces lines 10 and 11 on page 3 of C-18.

After debate, by unanimous consent the amendment was withdrawn.

By unanimous consent on motion of Libby Davies, - it was agreed – That the amendment of Libby Davies adopted by the Committee on June 5, 2003 be further amended in the French version with following:

That Bill C-18 be amended in the French version only by replacing line 10 on pages 3 with the following:

«f.1) de promouvoir la reconnaissance du français et de l'anglais comme langues officielles du Canada.»

On motion of Janko Peric, it was agreed,

That Bill C-18, in Clause 3, be amended by adding after line 39 on page 2 the following

(b.1) to affirm that Canadian citizenship is about a sense of belonging and exemplifies our inclusiveness as a nation;”

At 12:35 p.m., the Committee adjourned to later this day.

William Farrell

Clerk of the Committee



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 68**

**Tuesday, June 10, 2003**

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**ORDERS OF THE DAY:**

Consideration of Bill C-18, An Act respecting Canadian citizenship

**WITNESSES:**

*Department of Citizenship and Immigration:*

Rosaline Frith, Director General, Integration;

Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development;

Paul Yurack, Counsel, Legal Services.





## MINUTES OF PROCEEDINGS

Meeting No. 68

Tuesday, June 10, 2003

The Standing Committee on Citizenship and Immigration met at 3:39 p.m. this day, in Room 705, La Promenade Building, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Sophia Leung, Massimo Pacetti, Jerry Pickard, Lynne Yelich.

*Acting Members present:* Janko Peric for John O'Reilly, Raymonde Folco for David Price.

*Other Member present:* Andrew Telegdi.

*In attendance: From the Library of Parliament:* Benjamin Dolin; analyst, Law and Government Division.

*Witnesses: From the Department of Citizenship and Immigration:* Daniel Jean, Acting Assistant Deputy Minister, Policy and Program Development; Rosaline Frith, Director General, Integration; Patricia Birkett, Citizenship Registrar; Paul Yurack, Counsel, Legal Services.

Pursuant to its Order of Reference of Friday, November 8, 2002, the Committee resumed consideration of Bill C-18, An Act respecting Canadian citizenship (*See Minutes of Proceedings, Thursday, November 21, 2002, Meeting No. 6*).

The witnesses answered questions.

On Clause 3

The Committee resumed on the amendment of Sarkis Assadourian:

That Bill C-18, in Clause 3, be amended by

replacing lines 10 and 11 on page 3 with the following:

values essential to a free and democratic society, including respect for the inherent dignity of the human person, commitment to social justice and equality, accommodation of a wide variety of beliefs, respect for cultural and group identity and faith in social and political institutions that enhance the participation of individuals and groups in society; and

Debate arose.

On motion of John Bryden, it was negatived;



That the amendment be amended by inserting the words “freedom of speech and” after the words “including respect” in the second line of the text under (b) which replaces lines 10 and 11 on page 3 of C-18.

By unanimous consent amendment of Sarkis Assadourian was withdrawn.

On motion of Sarkis Assadourian, it was agreed – That Bill C-18, in Clause 3, be amended by replacing lines 10 and 11 on page 3 with the following:

Values essential to a free and democratic society, including respect for human dignity and freedom of expression, commitment to social justice and equality, accommodation of a wide variety of beliefs, respect for cultural and group identity and faith in social and political institutions that enhance the participation of individuals and groups in society; and

By unanimous consent - on motion of Raymonde Folco, it was agreed – That the amendment of John Bryden adopted by the Committee on June 5, 2003, be further amended in the French version with the following:

e) de requérir la démonstration d'un attachement au Canada pour l'acquisition de la citoyenneté

Clause 3 as amended was stood.

Clause 4 – carried.

Clause 5 – stood.

Clause 6 – carried.

Clause 7 – stood.

Clause 8 – carried.

Clause 9 - stood

Clause 10 – carried.

New Clause 10.1

Madeleine Dalphond-Guiral moved -

That Bill C-18 be amended by adding after line 25 on page 6 the following new clause:

“10.1 For the purposes of this Act, a person who is in Canada, who has resided in Canada for at least ten years, and whom the Minister declares to be a permanent resident, is deemed to be a permanent resident from the date specified by the Minister.”

After debate the question being put on the amendment, it was negatived.

Clause 11 – stood.

On Clause 12

Jerry Pickard moved

That Bill C-18, in Clause 12, be amended by replacing lines 1 to 5 on page 7 with the following

12. (1) A citizen, whether or not born in Canada, is entitled to all the rights, powers and privileges, and is subject to all the responsibilities, duties and liabilities, to which a person who is a citizen at birth is entitled or subject and has the same status as that person.

(2) A citizen has the rights granted and the responsibilities set out in the Canadian Charter of Rights and Freedoms and Canadian law, and is entitled to enjoy the peace and prosperity that prevails in Canada and to participate in its growth.

(3) Every citizen shall recognize and respect the application of the rights and responsibilities mentioned in subsection (2) to other citizens.”

After debate the question being put on the amendment, it was negatived.

Clause 12 – carried.

On Clause 13

Jerry Pickard moved

That Bill C-18, in Clause 13, be amended by replacing lines 6 to 8 on page 7 with the following:

“13. The right of citizenship may be revoked only by due process of law and on the grounds prescribed by law.”

At 4:40 p.m. Jerry Pickard took the Chair.

After debate, by unanimous consent, the amendment was withdrawn.

Joe Fontana moved

That Bill C-18, in Clause 13, be amended by replacing lines 6 to 8 on page 7 with the following:

“13. The right of citizenship may be lost only by due process of law and in accordance with this Part.”

After debate the question being put on the amendment it was adopted

At 5:10 p.m. Joe Fontana took the Chair.

Clause 13 as amended – carried.

At 5:35 p.m., the Committee adjourned to the call of the Chair.

William Farrell

Clerk of the Committee

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HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 69**

**Tuesday, September 16, 2003**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 69

Monday, September 16, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 3:39 p.m. this day, in Room 209 West Block, Parliament Hill, Ottawa, Ontario. The Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Chabot, Claude Guiraud, Joe Fontana, John O'Reilly, Massimo Pacetti, Jerry Pickard and David Price.

*Guest Members present:* Pat Martin for Libby Davies.

*Other Members present:* Andrew Telegdi.

*Attendance: Library of Parliament:* Benjamin Dolin, Analyst.

The Committee proceeded to the consideration of matters related to Committee business.

The Committee agreed - That the Committee proceed to the consideration of the draft report on the following dates:

September 23, 2003 - Draft Report

September 25, 2003 - Draft Report

September 30, 2003 - Draft Report

At 11 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2009/09/17 9:37 a.m.





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 70**

**Thursday, September 18, 2003**

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**ORDERS OF THE DAY:**

Consideration of the National Identity Card

**WITNESS:**

*Office of the Privacy Commissioner of Canada:*

Robert Marleau, Interim Privacy Commissioner.





## MINUTES OF PROCEEDINGS

Meeting No. 70

Thursday, September 18, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 3:32 p.m. this day, in Room 253-D Centre Block, the chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, John O'Reilly, Massimo Pacetti and Jerry Pickard.

*Acting Members present:* Pat Martin for Libby Davies.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Office of the Privacy Commissioner of Canada:* Robert Marleau, Interim Privacy Commissioner; Carman Baggaley, Acting Director, Strategic Research and Analysis Division.

Pursuant to Standing Order 108(2), consideration of the National Identity Card

The witness made a statement and answered questions.

At 5:24 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/09/19 8:47 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 71**

**Tuesday, September 23, 2003**

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**IN CAMERA**







## MINUTES OF PROCEEDINGS

Meeting No. 71

Tuesday, September 23, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 3:35 p.m. this day, in Room 308 West Block, the chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, John O'Reilly, Massimo Pacetti and Jerry Pickard.

*Acting Members present:* Raymonde Folco for David Price.

*Guest in attendance: Library of Parliament:* Benjamin Dolin, Analyst.

Pursuant to Standing Order 108(2), consideration of the National Identity Card  
Pursuant to Standing Order 108(2), consideration of the Draft Report on National Identity Card

At 5:17 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/09 9:05 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 72**

**Thursday, September 25, 2003**

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**IN CAMERA**





Français

## MINUTES OF PROCEEDINGS

Meeting No. 72

Thursday, September 25, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 9:08 a.m. this day, in Room 705 La Promenade Building, the chair role, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Sophia Leung, Inky Mark, John O'Reilly and Massimo Pacetti.

*Acting Members present:* Raymonde Folco for David Price.

*Other Members present:* Pat Martin.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

Pursuant to Standing Order 108(2), consideration of a Draft Report on the National Identity Card

At 10:47 a.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/09/25 1:15 p.m.





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 73**

**Tuesday, September 30, 2003**

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**ORDER OF THE DAY:**

Election of Chair and Vice-Chairs





Français

## MINUTES OF PROCEEDINGS

Meeting No. 73

Tuesday, September 30, 2003

The Standing Committee on Citizenship and Immigration met at 3:31 p.m. this day, in Room 308 West Block, the Clerk, William Farrell, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Yvon Charbonneau, Madeleine Dalphond-Guiral, Raymonde Folco, Joe Fontana, Art Hanger, Sophia Leung, Pat Martin, John O'Reilly, Massimo Pacetti, Jerry Pickard and Yves Rocheleau.

*Acting Members present:* Grant Hill for Grant McNally.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst. *House of Commons:* Jeremy LeBlanc, Committee Clerk.

The Clerk of the Committee presided over the election of a Chair.

Massimo Pacetti moved, — That Joe Fontana be elected Chair of the Committee.

John Bryden moved, — That John O'Reilly be elected Chair of the Committee.

Pursuant to Standing Order 106(3), the election was conducted by secret ballot.

The ballots having been counted, Joe Fontana was declared duly elected Chair.

The Clerk of the Committee presided over the election of the Government Vice-Chair.

Raymonde Folco moved, — That Sophia Leung be elected as Government Vice-Chair of the Committee.

Joe Fontana moved, — That Jerry Pickard be elected as Government Vice-Chair of the Committee.

Pursuant to Standing Order 106(3), the election was conducted by secret ballot.

The ballots having been counted, Jerry Pickard was declared duly elected as Government Vice-Chair of the Committee.

The Clerk of the Committee presided over the election of the Opposition Vice-Chair.

Pat Martin moved, — That Madeleine Dalphond-Guiral be elected as Opposition Vice-Chair of the Committee.

Art Hanger moved, — That Diane Ablonczy be elected as Opposition Vice-Chair of the Committee.

Pursuant to Standing Order 106(3), the election was conducted by secret ballot.

The ballots having been counted, Madeleine Dalphond-Guiral was declared duly elected as Opposition Vice-Chair of the Committee.

At 3:50 p.m., the sitting was suspended.

At 3:51 p.m., the sitting resumed.

By unanimous consent at 3:52 pm., the Committee proceeded to sit *in camera* to discuss their interim draft report on a National I.D. Card in Canada.

At 5:20 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/01 4:09 p.m.

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 74**

**Thursday, October 2, 2003**

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**IN CAMERA**







Français

## MINUTES OF PROCEEDINGS

Meeting No. 74

Thursday, October 2, 2003

The Standing Committee on Citizenship and Immigration met *in camera* at 9:19 a.m. this day, in Room 701 La Promenade Building, the chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, Yvon Charbonneau, Madeleine Lalonde-Guiral, Joe Fontana and Massimo Pacetti.

*Acting Members present:* Gilbert Barrette for Raymonde Folco, Paul Harold Macklin for Sophia Leung and John McKay for John Bryden.

*Attendance: Library of Parliament:* Benjamin Dolin, Analyst.

At 9:20 a.m., the sitting was suspended.

At 9:21 a.m., the sitting resumed.

Pursuant to Standing Order 108(2), consideration of a Draft Report on the National Identity Card

was agreed, — That the Draft Report, as amended, be concurred in and that the Chairman be instructed to present it to the House..

was agreed, — That the Chair, Clerk and researchers be authorized to make such grammatical and editorial changes as may be necessary without changing the substance of the report.

was agreed, — That, in addition to the 550 copies printed, the Committee print 250 additional copies in English and French of the “Report on A National Identity Card for Canada“ .

was agreed, — That the Clerk of the Committee make the necessary arrangements for a press conference to be held on Tuesday, October 7, 2003 after the tabling of the Committee’s interim report to the House on A National Identity Card for Canada?.

At 9:59 a.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/02 12:11 p.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 75**

**Thursday, October 2, 2003**

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**ORDER OF THE DAY:**

Study on a National Identity Card

**WITNESSES:**

*Canadian Bar Association:*

Wendy Danson, Vice-Chair, National Citizenship and Immigration Law Section;

Tamra Thomson, Director, Legislation and Law Reform.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 75

Thursday, October 2, 2003

The Standing Committee on Citizenship and Immigration met at 3:30 p.m. this day, in Room 308 West Block, the Vice Chair, Madeleine Dalphond-Guiral, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, John Bryden, Madeleine Dalphond-Guiral, Pat Martin, John O'Reilly and Massimo Pacetti.

*Acting Members present:* Stéphane Bergeron for Yves Rocheleau.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Canadian Bar Association:* Tamra L. Thomson, Director, Legislation and Law Reform; Wendy Danson, Vice Chair, National Citizenship and Immigration Law Section.

The witnesses made statements and answered questions.

Pursuant to Standing Order 108(2), the Committee resumed its study on a National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*)

At 5:03 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/03 10:39 a.m.





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**EVIDENCE**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 76**

**Tuesday, October 7, 2003**

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**ORDER OF THE DAY:**

Study of the Order in Council appointment of Michel C. Simard to the position of Senior Citizenship Judge

**WITNESS:**

*Immigration and Refugee Board:*

Michel C. Simard, Senior Citizenship Judge.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 76

Tuesday, October 7, 2003

The Standing Committee on Citizenship and Immigration met at 3:36 p.m. this day, in Room 269 West Block, the chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Sarkis Assadourian, Madeleine Dalphond-Guiral, Raymonde Folco, Joe Fontana, Art Hanger, Massimo Pacetti and Jerry Pickard.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Immigration and Refugee Board:* Michel C. Simard, Senior Citizenship Judge.

Pursuant to Standing Orders 110 and 111, the Committee commenced consideration of the Order in Council appointment of Michel C. Simard to the position of Senior Citizenship Judge which was referred to the Committee on September 15, 2003.

The witness made a statement and answered questions.

At 4:55 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/09 8:39 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 77**

**Tuesday, October 21, 2003**

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**ORDER OF THE DAY:**

Consideration of the Regulation Amending the Immigration and Refugee Protection Regulations

**WITNESSES:**

*Department of Citizenship and Immigration:*

Frank Andrews, Deputy Director, Economic Policy and Programs (Selection Branch);

Daniel Jean, Assistant Deputy Minister, Policy and Program Development.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 77

Tuesday, October 21, 2003

The Standing Committee on Citizenship and Immigration met at 3:34 p.m. this day, in Room 209 West Block, the chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Massimo Pacetti and Jerry Pickard.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Department of Citizenship and Immigration:* Daniel Jean, Assistant Deputy Minister, Policy and Program Development; Frank Andrews, Deputy Director, Economic Policy and Programs (Selection Branch).

Pursuant to Standing Order 32(5), the Committee commenced consideration of the Regulation Amending the Immigration and Refugee Protection Regulations, referred to the Committee on Wednesday, October 1, 2003.

Daniel Jean made a statement and with the other witness answered questions.

At 5:01 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/22 10:33 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 78**

**Thursday, October 23, 2003**

---

**ORDER OF THE DAY:**

Study on National Identity Card

**WITNESSES:**

*As Individuals:*

C.E. Babb;

Peter Hope-Tindall;

Joseph Lawson.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 78

Thursday, October 23, 2003

The Standing Committee on Citizenship and Immigration met at 3:33 p.m. this day, in Room 209 West Block, the chair, Joe Fontana, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Joe Fontana, Sophia Leung, Grant McNally, John O'Reilly, Massimo Pacetti and Jerry Pickard.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: As Individual:* C.E. Babb; Peter Hope-Tindall; Joseph Lawson.

Pursuant to Standing Order 108(2), resumed its study on the National Identity Card (*See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17*).

The witnesses made statements and answered questions.

At 5:02 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/28 8:43 a.m.





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 79**

**Tuesday, October 28, 2003**

---

**ORDER OF THE DAY:**

Consideration of the Supplementary Estimates (A) 2003-2004: Vote 1a (Citizenship and Immigration – Operating expenditures) under CITIZENSHIP AND IMMIGRATION

**WITNESSES:**

*Department of Citizenship and Immigration:*

Michel Dorais, Deputy Minister;

Craig Goodes, Senior Director, Strategic Intelligence;

Daniel Jean, Assistant Deputy Minister, Policy and Program Development;

John McWhinnie, Assistant Deputy Minister, Centralized Service Delivery and Corporate Services;

Lyse Ricard, Assistant Deputy Minister, Operations;

Diane Vincent, Associate Deputy Minister.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 79

Tuesday, October 28, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 3:35 p.m. this day, in Room 253-D Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Diane Ablonczy, Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark, Pat Martin, Grant McNally, John O'Reilly, Massimo Pacetti and Jerry Pickard.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Diane Vincent, Associate Deputy Minister; Lyse Ricard, Assistant Deputy Minister, Operations; John McWhinnie, Assistant Deputy Minister, Centralized Service Delivery and Corporate Services; Daniel Jean, Assistant Deputy Minister, Policy and Program Development; Alain Théault, Acting Assistant Deputy Minister, Strategic Direction and Communications; Craig Goodes, Senior Director, Strategic Intelligence.

Pursuant to Standing Order 108(2), the Committee commenced consideration of the Supplementary Estimates (A) 2003-2004: Vote 1a (Citizenship and Immigration - Operating expenditures) under CITIZENSHIP AND IMMIGRATION.

Michel Dorais made a statement and with the other witnesses answered questions.

On motion of John O'Reilly, it was agreed, - That the Chair report to the House on the Order in Council appointment dated August 11, 2003, appointing Michel C. Simard to the position of Senior Citizenship Judge --Sessional Paper No. 8540-372-14-17 (Referred to the Standing Committee on Citizenship and Immigration on September 15, 2003 ) stating that the Committee found that the appointee has the qualifications and competence to perform the duties of the post to which he is appointed.

Questioning of the witnesses resumed.

At 5:08 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/10/29 10:03 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 80**

**Thursday, October 30, 2003**

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**ORDER OF THE DAY:**

Study on the National Identity Card

**WITNESSES:**

*Identity Systems Group:*

Ian Williams, Principal.

*IDVoiceBank, Inc.:*

J. Juliani, Vice President, Government Relations.

*International Civil Liberties Monitoring Group:*

Roch Tassé, Coordinator.

*“Ligue des droits et libertés”:*

Dominique Peschard, Vice-President, Board of Directors.







Français

## MINUTES OF PROCEEDINGS

Meeting No. 80

Thursday, October 30, 2003

The Standing Committee on Citizenship and Immigration met at 3:35 p.m. this day, in Room 308 West Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Yvon Charbonneau, Madeleine Dalphond-Guiral, Joe Fontana, Inky Mark and Grant McNally.

*Acting Members present:* Ivan Grose for Sarkis Assadourian.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: IDVoiceBank, Inc.:* Tony J. Juliani, Vice President, Government Relations. *Identity Systems Group:* Ian Williams, Principal. *Ligue des droits et libertés:* Dominique Peschard, Vice President, Board of Directors. *International Civil Liberties Monitoring Group:* Roch Tassé, Coordinator.

Pursuant to Standing Order 108(2), resumed its study on the National Identity Card (See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17).

The witnesses made statements and answered questions.

At 5:02 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/11/03 9:08 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 81**

**Tuesday, November 4, 2003**

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**ORDER OF THE DAY:**

Study on the National Identity Card

**WITNESS:**

*Office of the Information and Privacy Commissioner of Ontario:*

Ann Cavoukian, Information and Privacy Commissioner of Ontario.





Français

## MINUTES OF PROCEEDINGS

Meeting No. 81

Tuesday, November 4, 2003

The Standing Committee on Citizenship and Immigration met in a televised session at 3:36 p.m. this day, in Room 253-D Centre Block, the Chair, Joe Fontana, presiding.

*Members of the Committee present:* Sarkis Assadourian, Yvon Charbonneau, Madeleine Dalphond-Guiral, Raymonde Folco, Joe Fontana, Grant McNally, Massimo Pacetti and Jerry Pickard.

*Acting Members present:* Brian Masse for Pat Martin and Chuck Strahl for Diane Ablonczy.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Information and Privacy Commissioner:* Ann Cavoukian, Information and Privacy Commissioner, Province of Ontario.

Pursuant to Standing Order 108(2), the Committee resumed its study on the National Identity Card (See Minutes of Proceedings, Thursday, February 6, 2003, Meeting No 17).

The witness made a statement and answered questions.

At 5:19 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/11/05 12:53 p.m.





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 2nd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Joe Fontana, Lib.

**Meeting No. 82**

**Thursday, November 6, 2003**

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**ORDER OF THE DAY:**

Study of Immigration and Refugee Board - Performance Report.

**WITNESSES:**

*Immigration and Refugee Board:*

Krista Daley, General Counsel;

Jean-Guy Fleury, Chairperson;

Marilyn Stuart-Major, Executive Director.



## MINUTES OF PROCEEDINGS

Meeting No. 82

Monday, November 6, 2003

The Standing Committee on Citizenship and Immigration met at 9:02 a.m. this day, in Room 269 West Block, the Chair, Madeleine Dalphond-Guiral, presiding.

*Members of the Committee present:* Sarkis Assadourian, Yvon Charbonneau, Madeleine Dalphond-Guiral, Raymonde Art Hanger, Sophia Leung, Grant McNally, John O'Reilly and Massimo Pacetti.

*Attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Guests: Immigration and Refugee Board:* Jean-Guy Fleury, Chairperson; Marilyn Stuart-Major, Executive Director; Daley, General Counsel.

Pursuant to Standing Order 108(2), the Committee commenced its study of Immigration and Refugee Board - Performance Report.

Guy Fleury made a statement and with the other witnesses answered questions.

At 11:54 a.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

11/06 1:05 p.m.



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172

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 3rd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Sarkis Assadourian, Lib.

**Meeting No. 1**

**Monday, February 23, 2004**

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**ORDER OF THE DAY:**

Election of a Chair and Vice-Chairs









Français

## MINUTES OF PROCEEDINGS

Meeting No. 1

Monday, February 23, 2004

The Standing Committee on Citizenship and Immigration met at 3:32 p.m. this day, in Room 209 West Block, for the purpose of electing a Chair, pursuant to Standing Order 106(1).

*Members of the Committee present:* Sarkis Assadourian, Madeleine Dalphond-Guiral, Raymonde Folco, Pat Martin and Andrew Telegdi.

*Acting Members present:* Murray Calder for Bryon Wilfert, Marlene Catterall for Steve Mahoney, Rodger Cuzner for Sheila Copps, Deborah Grey for Diane Ablonczy, Bill Matthews for Steve Mahoney, John McKay for Colleen Beaumier, Réal Ménard for Yves Rocheleau, Deepak Obhrai for Art Hanger, Gary Schellenberger for Inky Mark, Raymond Simard for Hedy Fry and Diane St-Jacques for Sophia Leung.

*In attendance: House of Commons:* Jeremy LeBlanc, Committee Clerk. *Library of Parliament:* Benjamin Dolin, Analyst.

The Clerk of the Committee presided over the election of a Chair.

Murray Calder moved, — That Raymonde Folco be elected Chair of the Committee.

John McKay moved, — That Sarkis Assadourian be elected Chair of the Committee.

Pursuant to Standing Order 106(3), the election was conducted by secret ballot.

The ballots having been counted, Sarkis Assadourian was declared duly elected Chair.

The Clerk of the Committee presided over the election of the Vice-Chairs.

On motion of Sarkis Assadourian, it was agreed, — That Raymonde Folco be elected as Government Vice-Chair of the Committee.

Réal Ménard moved, — That Madeleine Dalphond-Guiral be elected as Opposition Vice-Chair of the Committee.

Deborah Grey moved, — That Diane Ablonczy be elected as Opposition Vice-Chair of the Committee.

Pursuant to Standing Order 106(3), the election was conducted by secret ballot.

The ballots having been counted, Madeleine Dalphond-Guiral was declared duly elected as Opposition Vice-Chair of the Committee.

Sarkis Assadourian took the Chair.

Raymonde Folco moved, — That the Committee retain the services of one or more analysts from the Library of Parliament, as needed, to assist the Committee in its work, at the discretion of the Chair.

Debate arose thereon.

Marlene Catterall moved, — That the motion be amended by replacing in the French version only the words “du président” with the words “de la présidence”.

After debate, the question was put on the amendment of Marlene Catterall and it was agreed to.

After debate, the question was put on the motion, as amended, and it was agreed to.

Pat Martin moved, — That the Chair be authorized to hold meetings to receive and publish evidence when a quorum is not present provided that at least 3 members are present including a member of the opposition.

Debate arose thereon.

Marlene Catterall moved, — That the motion be amended by replacing in the French version only the words “du président” with the words “de la présidence”.

After debate, the question was put on the amendment of Marlene Catterall and it was agreed to.

After debate, the question was put on the motion, as amended, and it was agreed to.

Pat Martin moved, — That witnesses be given 15 minutes to make their opening statement; That during the questioning of witnesses the time allocated to each questioner be as follows: On the first round of questioning, 9 minutes to a representative of the Conservative Party, 7 minutes to a representative of the Bloc Québécois, 7 minutes to a representative of the NDP and 7 minutes to a representative of the Liberal Party on the following rounds of questioning, 5 minutes per party alternating between the government and opposition parties; and That the allocation of time for questioning be applied for all witnesses, including Ministers.

The question was put on the motion and it was negatived on the following recorded division: YEAS: Madeleine Dalphond-Guiral, Raymonde Folco, Deborah Grey, Pat Martin, Réal Ménard, Gary Schellenberger — 6; NAYS: Murray Calder, Marlene Catterall, Rodger Cuzner, John McKay, Deepak Obhrai, Raymond Simard, Diane St-Jacques, Andrew Telegdi — 8.

By unanimous consent, it was agreed, — That consideration of the motion on time limits for witnesses be postponed until the next meeting.

By unanimous consent, it was agreed, — That the Clerk be instructed to draft two possible options on time limits for witnesses.

On motion of Raymond Simard, it was agreed, — That, unless otherwise ordered, each Committee member be allowed to have one staff person present at *in camera* meetings.

On motion of Gary Schellenberger, it was agreed, — That the Clerk of the Committee be authorized to distribute to the members of the Committee documents only when they exist in both official languages.



On motion of Pat Martin, it was agreed, — That one copy of the transcript of all *in camera* meetings be kept in the Committee Clerk's office for consultation by members of the Committee.

On motion of Gary Schellenberger, it was agreed, — That the Clerk of the Committee be authorized to make the necessary arrangements to provide for working meals for the Committee and its Subcommittees.

On motion of Marlene Catterall, it was agreed, — That, except for amendments to bills, forty-eight (48) hours' notice be given before any substantive motion is considered by the Committee; and That the motion be filed with the Clerk of the Committee and circulated to members in both official languages. Upon receipt of the notice, the Clerk shall put the motion on the agenda of the Committee's next meeting.

Gary Schellenberger moved, — That when the Chair is unable to act in that capacity at or during a meeting of the committee, the Chair shall designate a member of the committee to act as Chair at or during the said meeting and such an acting Chair shall be vested with all the powers of the Chairman at or during the said meeting.

Debate arose thereon.

Raymonde Folco moved, — That the motion be amended in line 1 by striking out the word "is" and by replacing it with the following: "and Vice-Chairs are".

After debate, the question was put on the amendment of Raymonde Folco and it was agreed to.

After debate, the question was put on the motion, as amended, and it was agreed to.

Raymonde Folco moved, — That whenever an Order in Council appointment is referred to the Committee, the Clerk shall obtain and circulate to each Member of the Committee a copy of the said appointment with the appointee's curriculum vitae, and in any other case where the Minister makes an appointment, that the Committee be informed, and the Clerk shall obtain and circulate to each Member of the Committee a copy of the said appointment with the appointee's curriculum vitae.

Debate arose thereon.

Marlene Catterall moved, — That the motion be amended by adding after the words "curriculum vitae" the following: "and that appointments shall be listed on the next agenda of the Committee and the Committee shall decide whether it wishes to review the appointment".

After debate, the question was put on the amendment of Marlene Catterall and it was agreed to.

After debate, the question was put on the motion, as amended, and it was agreed to.

At 4:14 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2004/02/25 9:17 a.m.

HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 3rd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Sarkis Assadourian, Lib.

**Meeting No. 2**

**Wednesday, March 10, 2004**

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**ORDER OF THE DAY:**

Briefing session on Foreign Credential Recognition







Français

## MINUTES OF PROCEEDINGS

Meeting No. 2

Wednesday, March 10, 2004

The Standing Committee on Citizenship and Immigration met at 4:31 p.m. this day, in Room 371 West Block, the Vice-Chair, Madeleine Dalphond-Guiral, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Sophia Leung and Bryon Wilfert.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Appearing:* Hon. Hedy Fry, Parliamentary Secretary to the Minister of Citizenship and Immigration.

*Witnesses: Department of Citizenship and Immigration:* Rosaline Frith, Director General, Integration.

*Department of Human Resources and Skills Development:* Karen Jackson, Acting Assistant Deputy Minister, Workplace; Don K. DeJong, Director General, Human Resources Partnerships Directorate.

At 4:32 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2004/03/12 10:35 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 3rd SESSION

---

**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Sarkis Assadourian, Lib.

**Meeting No. 3**

**Monday, March 22, 2004**

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**IN CAMERA**





## MINUTES OF PROCEEDINGS

Meeting No. 3

Monday, March 22, 2004

The Standing Committee on Citizenship and Immigration met *in camera* at 3:42 p.m. this day, in Room 705 La Senade Building, the Chair, Sarkis Assadourian, presiding.

*Members of the Committee present:* Sarkis Assadourian, Colleen Beaumier, Raymonde Folco, Art Hanger and Andrew Gadi.

*Guest Members present:* Christiane Gagnon for Madeleine Dalphond-Guiral.

*Attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Library of Parliament:* Benjamin Dolin, Analyst, Law and Government Division.

A witness made a statement.

The Committee proceeded to the consideration of matters related to Committee business.

At 11 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2003/23 10:34 a.m.





HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 3rd SESSION

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**MINUTES OF PROCEEDINGS**

Standing Committee  
on

**CITIZENSHIP AND IMMIGRATION**

Chair: Sarkis Assadourian, Lib.

**Meeting No. 4**

**Wednesday, March 24, 2004**

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**ORDER OF THE DAY:**

Consideration of the Main Estimates 2004-2005: Votes 1, 5 and 10 under Department of Citizenship and Immigration

**APPEARING:**

Hon. Judy Sgro, Minister of Citizenship and Immigration

**WITNESSES:**

*Department of Citizenship and Immigration:*

Michel Dorais, Deputy Minister;

Daniel Jean, Assistant Deputy Minister, Policy and Program Development;

Diane Vincent, Associate Deputy Minister.





## MINUTES OF PROCEEDINGS

Meeting No. 4

Wednesday, March 24, 2004

The Standing Committee on Citizenship and Immigration met in a televised session at 3:33 p.m. this day, in Room 253-D Centre Block, the Chair, Sarkis Assadourian, presiding.

*Members of the Committee present:* Sarkis Assadourian, Colleen Beaumier, Raymonde Folco, Art Hanger, Sophia Leung, Grant McNally, Yves Rocheleau and Andrew Telegdi.

*Acting Members present:* Jerry Pickard for Sheila Copps.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Appearing:* Hon. Judy Sgro, Minister of Citizenship and Immigration.

*Witnesses: Department of Citizenship and Immigration:* Michel Dorais, Deputy Minister; Daniel Jean, Assistant Deputy Minister, Policy and Program Development; Alfred MacLeod, Assistant Deputy Minister, Strategic Directions and Communications; John McWhinnie, Assistant Deputy Minister, Centralized Service Delivery and Corporate Services; Irene Bader, Acting Assistant Deputy Minister, Operations.

Pursuant to Standing Order 81(4), the Committee commenced consideration of the Main Estimates 2004-2005: Votes 1, 5 and 10 under Department of Citizenship and Immigration referred to the Committee on Tuesday, February 24, 2004.

The Minister made a statement and, with the other witnesses, answered questions.

At 4:35 p.m., the sitting was suspended.

At 4:39 p.m., the sitting resumed.

The witnesses answered questions.

At 5:08 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

004/03/25 10:08 a.m.



**MINUTES OF PROCEEDINGS**  
**STANDING COMMITTEE ON CITIZENSHIP AND  
IMMIGRATION**

Chair: Sarkis Assadourian, Lib.

**Meeting No. 5**

**Tuesday, March 30, 2004**

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**ORDER OF THE DAY:**

Pursuant to Standing Order 108(2), the Committee commence its study of the Recognition of Foreign Experience and Credentials

**MEMBERS OF THE COMMITTEE PRESENT:**

Sarkis Assadourian  
Madeleine Dalphond-Guiral  
Hon. Hedy Fry  
Art Hanger  
Pat Martin  
Bryon Wilfert

**ACTING MEMBERS PRESENT:**

Hon. Jerry Pickard for Raymonde Folco

**IN ATTENDANCE:**

*Library of Parliament:*  
Benjamin Dolin, Analyst.

**WITNESSES:**

*Council of Ministers of Education (Canada):*  
Paul Cappon, Director General;  
Yves Beaudin, National Coordinator, Canadian Information Centre  
for International Credentials.

*Canadian Network of National Associations of Regulators (CNNAR):*  
Louise Sweatman, Chair.

*Canadian Nurses Association:*  
Lisa Little, Health Human Resources Consultant.

Paul Cappon made opening statement and, with Yves Beaudin, answered questions.

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William Farrell  
Clerk of the Committee



## MINUTES OF PROCEEDINGS

ting No. 5

uesday, March 30, 2004

Standing Committee on Citizenship and Immigration met at 11:04 a.m. this day, in Room 209 West Block, the  
ir, Sarkis Assadourian, presiding.

*Members of the Committee present:* Sarkis Assadourian, Madeleine Dalphond-Guiral, Hedy Fry, Art Hanger, Pat  
tin and Bryon Wilfert.

*ng Members present:* Jerry Pickard for Raymonde Folco.

*ttendance: Library of Parliament:* Benjamin Dolin, Analyst.

*nesses: Council of Ministers of Education (Canada):* Paul Cappon, Director General; Yves Beaudin, National  
rdinator, Canadian Information Centre for International Credentials. *Canadian Network of National Associations*  
*egulators (CNNAR):* Louise Sweatman, Chair. *Canadian Nurses Association:* Lisa Little, Health Human  
ources Consultant .

uant to Standing Order 108(2) , the Committee commenced its study of the Recognition of Foreign Experience  
Credentials .

Cappon made opening statement and, with Yves Beaudin, answered questions.

2:03 p.m., the sitting was suspended.

2:08 p.m., the sitting resumed.

ise Sweatman and Lisa Little made opening statements and answered questions.

:27 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

4/03/30 2:44 p.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 3rd SESSION

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**MINUTES OF PROCEEDINGS**  
**STANDING COMMITTEE ON CITIZENSHIP AND**  
**IMMIGRATION**

Chair: Sarkis Assadourian.

**Meeting No. 6**

**Wednesday, March 31, 2004**

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**ORDER OF THE DAY:**

Pursuant to Standing Order 108(2) , the Committee commence its study of the Recognition of Foreign Experience and Credentials .

**MEMBERS OF THE COMMITTEE PRESENT:**

Sarkis Assadourian,  
Madeleine Dalphond-Guiral,  
Hedy Fry,  
Art Hanger  
and Andrew Telegdi.

**IN ATTENDANCE:**

*Library of Parliament:*  
Benjamin Dolin, Analyst.

**WITNESSES:**

*Medical Council of Canada:*  
W. Dale Dauphinee, Executive Director.

*Federation of Medical Regulatory Authorities of Canada:*  
Fleur-Ange Lefebvre, Executive Director.

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William Farrell  
Clerk of the Committee



## MINUTES OF PROCEEDINGS

Meeting No. 6

Wednesday, March 31, 2004

The Standing Committee on Citizenship and Immigration met at 4:45 p.m. this day, in Room 308 West Block, the Chair, Sarkis Assadourian, presiding.

*Members of the Committee present:* Sarkis Assadourian, Madeleine Dalphond-Guiral, Hedy Fry, Art Hanger and Andrew Telegdi.

*Attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Medical Council of Canada:* W. Dale Dauphinee, Executive Director. *Federation of Medical Regulatory Authorities of Canada:* Fleur-Ange Lefebvre, Executive Director.

Pursuant to Standing Order 108(2), the Committee resumed its study of the Recognition of Foreign Experience and Credentials.

W. Dale Dauphinee and Fleur-Ange Lefebvre made opening statements and answered questions.

At 6:03 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2004/04/01 9:11 a.m.



**MINUTES OF PROCEEDINGS**  
**STANDING COMMITTEE ON CITIZENSHIP AND**  
**IMMIGRATION**

Chair: Sarkis Assadourian, Lib.

**Meeting No. 7**

**Monday, April 19, 2004**

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**ORDER OF THE DAY:**

Pursuant to Standing Order 108(2), the Committee commence its study of the Recognition of Foreign Experience and Credentials

**MEMBERS OF THE COMMITTEE PRESENT:**

Sarkis Assadourian  
Madeleine Dalphond-Guiral  
Pat Martin

**ACTING MEMBERS PRESENT:**

Gérard Binet for Andrew Telegdi  
Hon. Jerry Pickard for Hon. Hedy Fry

**IN ATTENDANCE:**

*Library of Parliament:*  
Benjamin Dolin, Analyst.

**WITNESSES:**

*Canadian Dental Association:*  
Louis Dubé, Doctor and President;  
Benoit Soucy, Doctor and Director, Membership and Professional Services;  
Andrew Jones, Director, Corporate and Government Relations.

*Canadian Council of Professional Engineers:*  
Marie Lemay, Chief Executive Officer.

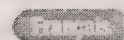
*Canadian Medical Association:*  
Sunil Patel, Doctor and President;  
Owen Adams, Assistant Secretary General, Research, Policy and Planning.



Louis Dubé made an opening statement and, with Benoit Soucy, answered questions.

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William Farrell  
Clerk of the Committee



## MINUTES OF PROCEEDINGS

Meeting No. 7

Monday, April 19, 2004

The Standing Committee on Citizenship and Immigration met at 3:37 p.m. this day, in Room 209 West Block, the Chair, Sarkis Assadourian, presiding.

*Members of the Committee present:* Sarkis Assadourian, Madeleine Dalphond-Guiral and Pat Martin.

*Acting Members present:* Gérard Binet for Andrew Telegdi and Jerry Pickard for Hedy Fry.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Canadian Dental Association:* Louis Dubé, President; Benoit Soucy, Director, Membership and Professional Services; Andrew Jones, Director, Corporate and Government Relations. *Canadian Council of Professional Engineers:* Marie Lemay, Chief Executive Officer. *Canadian Medical Association:* Sunil Patel, President; Owen Adams, Assistant Secretary General, Research, Policy and Planning.

Pursuant to Standing Order 108(2), the Committee continued its study of the Recognition of Foreign Experience and Credentials.

Louis Dubé made an opening statement and, with the Benoit Soucy, answered questions.

Marie Lemay made an opening statement and answered questions.

Sunil Patel made an opening statement and, with Owen Adams answered questions.

At 5:18 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2004/04/20 10:22 a.m.



HOUSE OF COMMONS OF CANADA  
37th PARLIAMENT, 3rd SESSION

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**EVIDENCE**

**STANDING COMMITTEE ON CITIZENSHIP AND  
IMMIGRATION**

Chair: Sarkis Assadourian.

**Meeting No. 8**

Wednesday, April 21, 2004

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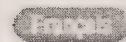
**ORDER OF THE DAY:**

Pursuant to Standing Order 108(2) , the Committee commence its study of the Recognition of Foreign Experience and Credentials .

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William Farrell  
Clerk of the Committee





## MINUTES OF PROCEEDINGS

Meeting No. 8

Wednesday, April 21, 2004

The Standing Committee on Citizenship and Immigration met at 3:38 p.m. this day, in Room 209 West Block, the Vice-Chair, Madeleine Dalphond-Guiral, presiding.

*Members of the Committee present:* Madeleine Dalphond-Guiral, Hedy Fry and Andrew Telegdi.

*In attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Witnesses: Canadian Council of Technicians and Technologists (CCTT):* Réjean Touchette, President; Jim Facette, Executive Director and CEO. *International Medical Association:* Hemchand Ramlall, President.

Pursuant to Standing Order 108(2), the Committee continued its study of the Recognition of Foreign Experience and Credentials.

Réjean Touchette and Jim Facette made opening statements and, answered questions.

Hemchand Ramlall made an opening statement and answered questions.

At 4:36 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

2004/04/22 9:29 a.m.





**MINUTES OF PROCEEDINGS**  
**STANDING COMMITTEE ON CITIZENSHIP AND  
IMMIGRATION**

Chair: Sarkis Assadourian.

**Meeting No. 9**

**Monday, April 26, 2004**

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**ORDER OF THE DAY:**

Pursuant to Standing Order 108(2) , the Committee commence its study of the Recognition of Foreign Experience and Credentials .

**MEMBERS OF THE COMMITTEE PRESENT:**

Sarkis Assadourian,  
Colleen Beaumier,  
Hedy Fry  
and Art Hanger.

**IN ATTENDANCE:**

*Library of Parliament:*  
Benjamin Dolin, Analyst.

**WITNESSES:**

*Canadian Association of Internes & Residents:*  
Hasan Zaidi, President;  
Jason Kur, Chair, CAIR's Advisory Committee on International  
Medical Graduates.

*Canadian Opportunities Partnership:*  
Anu Bose, Executive Director , National Organization of  
Immigrants and Visible Minority of Canada;

David Glastonbury, Former President, Greater Ottawa Chamber of  
Commerce;  
Mengistab Tsegaye, Executive Director, World Skills Ottawa.

Anu Bose, David Glastonbury and Mengistab Tsegaye made opening statements and  
answered questions.

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William Farrell  
Clerk of the Committee

## MINUTES OF PROCEEDINGS

ing No. 9

day, April 26, 2004

Standing Committee on Citizenship and Immigration met at 3:32 p.m. this day, in Room 209 West Block, the  
r, Sarkis Assadourian, presiding.

*Members of the Committee present:* Sarkis Assadourian, Colleen Beaumier, Hedy Fry and Art Hanger.

*Attendance: Library of Parliament:* Benjamin Dolin, Analyst.

*Guests:* *Canadian Association of Internes & Residents:* Hasan Zaidi, President; Jason Kur, Chair, CAIR's Advisory  
Committee on International Medical Graduates. *Canadian Opportunities Partnership:* Anu Bose, Executive Director,  
National Organization of Immigrants and Visible Minority of Canada; David Glastonbury, Former President, Greater  
Ottawa Chamber of Commerce; Mengistab Tsegaye, Executive Director, World Skills Ottawa.

Pursuant to Standing Order 108(2), the Committee continued its study of the Recognition of Foreign Experience and  
Qualifications.

Hasan Zaidi and Jason Kur made opening statements and answered questions.

Anu Bose, David Glastonbury and Mengistab Tsegaye made opening statements and answered questions.

At 5:15 p.m., the Committee adjourned to the call of the Chair.

William Farrell  
Clerk of the Committee

/04/27 11:11 a.m.











